

10-30-00

A

NEW, CONTINUATION, DIVISIONAL OR  
CONTINUATION-IN-PART APPLICATION  
UNDER 37 C.F.R. §1.53(b)

Attorney Docket No. 0275A0168DVB

Express Mail Label No. EL 684 103 374 US

Date October 27, 2000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Hon. Commissioner of Patents and Trademarks  
Washington, D. C. 20231

Sir:

Transmitted herewith for filing under 37 C.F.R. §1.53(b) is a patent application for **GUARD AND CONTROL APPARATUSES FOR SLIDING COMPOUND MITER SAW**, naming as inventors Daryl S. Meredith, Scott Price and William R. Stumpf.

identified by: ☐ First named inventor \_\_\_\_\_  
or ☒ Attorney Docket No. (see above)

1. Type of Application

- ☐ This application is a new (non-continuing) application.
- ☒ This application is a divisional of prior application Serial No. 08/974,093, filed November 19, 1997, which is a divisional of application Serial No. 08/541,667, filed October 10, 1995, now Patent No. 5,724,875, issued March 10, 1998. Amend the specification by inserting before the first line the sentence:

--This is a division of United States patent application Serial No. 08/974,093, filed November 19, 1997, which is a divisional of application Serial No. 08/541,667, filed October 10, 1995, now Patent No. 5,724,875, issued March 10, 1998.--

- ☒ The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied, is considered part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

If for some reason applicant has not requested a sufficient extension of time in the parent application, and/or has not paid a sufficient fee for any necessary response in the parent application and/or for the extension of time necessary to prevent the abandonment of the parent application prior to the filing of this application, please consider this as a Request for an Extension for the required time period and/or authorization to charge our Deposit Account No. 0-2548 for any fee that may be due. THIS FORM IS BEING FILED IN TRIPLICATE: one copy for this application; one copy for use in connection with the Deposit Account (if applicable); and one copy for the above-mentioned parent application (if any extension of time is necessary).

2. Contents of Application

- a. ☒ Specification of 30 pages;  
☐ A microfiche computer program (Appendix);  
☐ A nucleotide and/or amino acid sequence submission;
- ☐ Because the enclosed application is in a non-English language, a verified English translation ☐ is enclosed ☐ will be filed.
- ☐ Cancel original claims \_\_\_\_ of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing date purposes.)
- b. ☒ Drawings on 14 sheets;

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- c. ☒ A signed Declaration is enclosed.

The enclosed Declaration is a copy from a prior application under 37 C.F.R. §1.63(d).

d. **Fees**

FILING FEE	Number				Number				Basic Fee
CALCULATION	Filed				Extra		Rate	\$710.00	
Total Claims	16	-	20	=	0	×	\$18.00	=	0.00
Independent Claims	2	-	3	=	0	×	\$80.00	=	0.00
Multiple Dependent Claim(s) Used .....							\$270.00	=	
FILING FEE - NON-SMALL ENTITY .....									710.00
FILING FEE - SMALL ENTITY: Reduction by 1/2 .....									
[ ] Verified Statement under 37 C.F.R. §1.27 is enclosed.									
[ ] Verified Statement filed in prior application.									
Assignment Recordal Fee (\$40.00) .....									
37 C.F.R. §1.17(k) Fee (non-English application) .....									
TOTAL .....									710.00

- [ ] A check is enclosed to cover the calculated fees. The Commissioner is hereby authorized to charge any additional fees that may be required, or credit any overpayment, to Deposit Account No. 02-2548. A duplicate copy of this document is enclosed.
- [ ] The calculated fees will be paid within the time allotted for completion of the filing requirements.
- ☒ The calculated fees are to be charged to Deposit Account No. 02-2548. The Commissioner is hereby authorized to charge any additional fees that may be required, or credit any overpayment, to said Deposit Account. A duplicate copy of this document is enclosed.

3. **Priority Information**

- [ ] **Foreign Priority:** Priority based on \_\_\_\_\_ Application No. \_\_\_\_\_, filed \_\_\_\_\_, is claimed.
- [ ] A copy of the above referenced priority document [ ] is enclosed / [ ] will be filed in due course, pursuant to 35 U.S.C. §119(a)-(d).
- [ ] **Provisional Application Priority:** Priority based on United States Provisional Application No. \_\_\_\_\_, filed \_\_\_\_\_, is claimed under 35 U.S.C. §119(e).

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4. **Other Submissions**

☒ A Preliminary Amendment is enclosed.

☐ An Information Disclosure Statement, \_\_\_\_\_ sheets of PTO Form 1449, and \_\_\_\_\_ patent(s)/publications/documents are enclosed.

☒ A power of attorney

☐ is submitted with the new Oath/Declaration.

☒ is of record in the prior application and a copy is enclosed.

☒ An Assignment of the invention

☐ is enclosed with a cover sheet pursuant to 37 C.F.R. §§3.11, 3.28 and 3.31.

☒ is of record in a prior application. The assignment is to Black & Decker Inc., and is recorded at Reel 8523, Frame(s) 0751.

☐ An Establishment of Assignee's Right To Prosecute Application Under 37 C.F.R. §3.73(b), and Power Of Attorney is enclosed.

☐ Verified Statement (Declaration) Claiming Small Entity Status (3u C.F.R. § 1.9(f) and 1.27(c)) - Small Business Concern is enclosed.


☒ An Express Mailing Certificate is enclosed.

☒ Other: Submission of Executed Declaration with executed Declaration; Submission of  
Previously Approved Formal Drawings

Attention is directed to the fact that the correspondence address for this application is:

Harness, Dickey & Pierce, P.L.C.  
P.O. Box 828  
Bloomfield Hills, Michigan 48303  
(248) 641-1600.

Respectfully,

  
\_\_\_\_\_  
Michael J. Schmidt  
Reg. No. 34,007

Date October 27, 2000  
Harness, Dickey & Pierce, P.L.C.  
P.O. Box 828  
Bloomfield Hills, Michigan 48303  
(248) 641-1600

**HARNES, DICKEY & PIERCE, P.L.C.**  
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Date: October 27, 2000

Hon. Commissioner of Patents  
and Trademarks  
Washington, D.C. 20231

Sir:

**EXPRESS MAILING CERTIFICATE**

Applicants: Daryl S. Meredith, Scott Price and William R. Stumpf

Serial No. (if any):

For: **GUARD AND CONTROL APPARATUSES FOR SLIDING  
COMPOUND MITER SAW**

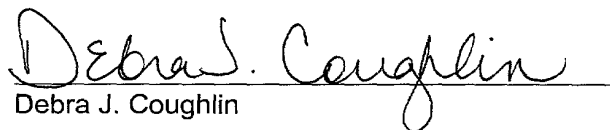
Docket: 0275A0168DVB

Attorney: Michael J. Schmidt

"Express Mail" Mailing Label Number ..... **EL 684 103 374 US**

Date of Deposit ..... **October 27, 2000**

I hereby certify and verify that this Express Mail Certificate (label no. **EL 684 103 374 US**), Divisional Application Transmittal (in triplicate), 30 pgs. Patent Application with unexecuted Declaration and 14 pgs. drawings showing FIGS. 1-14 as originally filed, Submission of Executed Declaration with executed Declaration; Submission of Previously Approved Formal Drawings with 14 sheets formal drawings showing FIGS. 1-14; Preliminary Amendment; and postcard are being deposited with the United States Postal Service "Express Mail Post Office To Addressee" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231.

  
Debra J. Coughlin

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Art Unit: )  
)  
Examiner: )  
)  
Inventor: Daryl S. Meredith et al. )  
)  
Serial No: )  
)  
Filed: October 27, 2000 )  
)  
For: **Guard and Control Apparatuses** )  
**for Sliding Compound Miter Saw** )  
)  
Attorney Docket: 0275A0168DVB )  
\_\_\_\_\_ )

**PRELIMINARY  
AMENDMENT**

**EXPRESS MAILING CERTIFICATE**

*I hereby certify that this letter and the response attached hereto are being deposited with the United States Postal Service as Express Mail in an envelope addressed to Commissioner of Patents and Trademarks, Washington, D.C. 20231, on*

*October 27, 2000*

By \_\_\_\_\_

Hon. Commissioner of Patents and Trademarks  
Washington, D.C. 20231

Dear Sir:

Preliminary to examination of the above-identified application, please amend the application as follows:

**IN THE CLAIMS**

Please cancel Claims 1-36 and add new Claims 37-52 as follows:

37. (New) A cutting device for performing cutting operations on a workpiece, said cutting device comprising:

a base adapted to receive said workpiece;

a support attached to said base;

a drive assembly pivotably attached to said support, said drive assembly including a motor having an arbor shaft rotatable about an arbor axis;

a cutting tool attached to said arbor shaft;

a fixed guard fixedly attached to said drive assembly and pivotably with said drive assembly, said fixed guard covering a first portion of said cutting tool;

a movable guard pivotably attached to said drive assembly for pivotal movement about said arbor axis, said movable guard covering a second portion of said cutting tool;

a separate arbor cover pivotably secured to said fixed guard, said arbor cover being pivotal between a first position covering said arbor shaft and a second position completely uncovering said arbor shaft.

38. (New) The cutting device according to Claim 37, wherein said support is pivotably attached to said base.

39. (New) The cutting device according to Claim 38, wherein said movable guard is disposed over said stationary guard.

40. (New) The cutting device according to Claim 39, wherein said movable guard is movable between a closed position covering said second portion of said cutting tool and an open position uncovering a majority of said second portion of said cutting tool, said arbor cover being entirely uncovered when said movable guard is in said closed and open positions.

41. (New) The cutting device according to Claim 40, wherein said entire movable guard covers said fixed guard when said movable guard is in said open position.

42. (New) The cutting device according to Claim 37, wherein said movable guard is disposed over said stationary guard.

43. (New) The cutting device according to Claim 42, wherein said movable guard is movable between a closed position covering said second portion of said cutting tool and an open position uncovering a majority of said second portion of said cutting tool, said arbor cover being entirely uncovered when said movable guard is in said closed and open positions.

44. (New) The cutting device according to Claim 43, wherein said entire movable guard covers said fixed guard when said movable guard is in said open position.

45. (New) A cutting device for performing cutting operations on a workpiece, said cutting device comprising:

- a base adapted to receive said workpiece;
- a support arm attached to said base;
- a drive support slidably engaging said support arm;
- a drive assembly pivotally attached to said drive support, said drive assembly including a motor having an arbor shaft rotatable about an arbor axis;
- a cutting tool attached to said arbor shaft;
- a fixed guard fixedly attached to said drive assembly and pivotally with said drive assembly, said fixed guard covering a first portion of said cutting tool;
- a movable guard pivotally attached to said drive assembly for pivotal movement about said arbor axis, said movable guard covering a second portion of said cutting tool;
- a separate arbor cover pivotally secured to said fixed guard, said arbor cover being pivotal between a first position covering said arbor shaft and a second position completely uncovering said arbor shaft.

46. (New) The cutting device according to Claim 45, wherein said support is pivotably attached to said base.

47. (New) The cutting device according to Claim 46, wherein said movable guard is disposed over said stationary guard.

48. (New) The cutting device according to Claim 47, wherein said movable guard is movable between a closed position covering said second portion of said cutting tool and an open position uncovering a majority of said second portion of said cutting tool, said arbor cover being entirely uncovered when said movable guard is in said closed and open positions.

49. (New) The cutting device according to Claim 48, wherein said entire movable guard covers said fixed guard when said movable guard is in said open position.

50. (New) The cutting device according to Claim 45, wherein said movable guard is disposed over said stationary guard.

51. (New) The cutting device according to Claim 50, wherein said movable guard is movable between a closed position covering said second portion of said cutting tool and an open position uncovering a majority of said second portion of said cutting tool, said arbor cover being entirely uncovered when said movable guard is in said closed and open positions.

52. (New) The cutting device according to Claim 51, wherein said entire movable guard covers said fixed guard when said movable guard is in said open position.



## **REMARKS**

Claims 37-52 remain pending in the present application. Claims 1-36 have been canceled. Claims 37-52 are new. Basis for the amendments can be found throughout the specification, claims and drawings as originally filed.

Similar claims to the new claims in this application were rejected by the Examiner in the parent application under 35 U.S.C. § 103 as being unpatentable over Kumasaka et al. (4,799,416) in view of Cotton et al. (4,892,022). The Examiner, in making this rejection is starting with Kumasaka which has a fixed guard and a movable guard but does not have an arbor cover. To supply the arbor cover, the Examiner goes to Cotton et al. which only has a fixed guard. It is Applicant's position that this is an improper application of 35 U.S.C. § 103.

In a decision of the C.A.F.C., Panduit Corp. v. Dennison Manufacturing Co., 810 F.2d 1561, 1 U.S.P.Q. 2d 1593 (Fed. Cir. 1987), Chief Judge Markey offered the opinion that hindsight reconstruction from isolated elements in a number of prior art references in order to arrive at the claimed combination is contrary to the purpose of the patent laws.

"Virtually all inventions are necessarily combinations of old elements. The notion, therefore, that combination claims can be declared invalid merely upon finding similar elements in separate prior patents would necessarily destroy virtually all patents and cannot be the law under the statute, Section 103." 810 F.2d at 1575, 1 U.S.P.Q. 2d at 1603.

The issues regarding the incorporation of an arbor cover on a guard assembly having both a fixed and a movable guard are not the same as those encountered when incorporating an arbor cover on a guard assembly with only a fixed guard. It appears that the Examiner utilized Cotton et al. for the arbor cover utilized Cotton et al. for the arbor cover because he was unable to identify a reference which shows a fixed guard, a movable guard and an arbor cover. It is just this type of combining of references that the Court in the Panduit decision found to be impermissible. Unless the Examiner is able to identify a reference with the fixed guard, the movable guard and the arbor cover, it is Applicant's position that the Panduit decision supports the patentability of the pending claims.

In light of the above amendments and remarks, Applicant would submit that all Claims are in a condition for allowance and thus Applicant requests that the Examiner pass the case to issue at his earliest possible convenience.


Should the Examiner have any questions regarding the present amendment he should not hesitate to contact the undersigned at (248) 641-1600.

Respectfully submitted,

HARNESS, DICKEY & PIERCE, P.L.C.

October 27, 2000

Date

  
Michael J. Schmidt  
Reg. No. 34007

P.O. Box 828  
Bloomfield Hills, MI 48303  
(248) 641-1600

Attorney Docket No. 0275A0168DVB

## **GUARD AND CONTROL APPARATUSES FOR SLIDING COMPOUND MITER SAW**

This patent application is related to a copending United States patent application, serial no. 08/499,339, filed July 7, 1995, entitled "Adjustable Fence For Compound Miter Saw", the disclosure of which is hereby incorporated by reference herein.

5 The present invention relates primarily to power chop-type saws, miter saws, compound miter saws or other power operated equipment or machinery utilizing a blade or other cutter for performing working operations on workpieces composed of wood, metal, plastic or other materials. More particularly, the present invention seeks to achieve various improvements in blade guard mechanisms for such power operated equipment, typically having a lower movable guard pivotally movable relative to a fixed upper guard between "closed" and "open" positions as the blade is pivotally moved between non-cutting and cutting positions. Preferred forms of the present invention also relate to improvements in blade or cutter arbor shaft covers and to blade or cutter calipers in conjunction with the guard mechanism, as well as to a blade or cutter hold-down arrangement for preventing operation of the saw when in a locked-down state. Still 10 another preferred form of the invention includes advantageous improvements in the operator handle position, orientation and configurations that optimize the user's comfort and control of the blade or cutter when performing a wide variety of cutting operations. 15

### **BACKGROUND AND SUMMARY OF THE INVENTION**

20 Saws and other apparatuses designed for cutting or performing other working operations on a workpiece typically include mechanisms for setting the saw blade or cutting tool in selected angular relationships with the workpiece when performing various

cutting operations. Examples include chop-type compound miter saws adapted for allowing the user to selectively set the saw blade at any of a number of positions or modes for square cutting, miter cutting, bevel cutting, or even compound miter cutting in which combination miter angle and bevel angle cutting operations are performed on the workpiece. In addition, some operations, such as dado cutting, groove cutting, or shaping operations, for example, require the use of saw blades or other cutting or working devices of different shapes or sizes to be substituted for one another in order to perform the desired operation on the workpiece. In these instances, the saw or cutting device must be capable of cross-cutting or sliding movement of the blade or cutting tool in lieu of, or in addition to, chop-type engagement with the workpiece.

In order to allow for the setting of miter and bevel angles, the saw blade, cutter or other working device is angularly adjustable with respect to both a horizontal base and a vertical fence against which the workpiece is positioned. The miter adjustment allows the saw blade, cutter or other working device to be angularly positioned with respect to the vertical fence while maintaining perpendicularity with the horizontal base. The bevel adjustment allows the saw blade, cutter or other working device to be angularly positioned with respect to the horizontal base while maintaining perpendicularity with the vertical fence. Various combinations of miter angles and bevel angles are accomplished by simultaneously adjusting the angularity of the blade with respect to both the horizontal base and the vertical fence.

In any of these cutting operations whether they are performed on chop-type, cross-cut, or combination type devices, a blade guard mechanism must be capable of exposing a sufficient portion of the blade to perform the desired cutting operation, while at the same time adequately protecting the operator during cutting and when the blade

is in an at-rest position. Such a guard mechanism also should preferably protect the guard from damage in the event of a bent or deflected blade or cutter during such operations, should prevent the blade or cutter from vibrating loose from or on its arbor shaft during such operations, and should allow for maximum user comfort and control when performing such operations. Preferably, undesired operation of the saw or other such device should be prevented when in a storage or inoperative state.

Unfortunately, many conventional devices have proved to be deficient in meeting some or all of these objectives, or have required burdensome multiplicities of parts or components in order to achieve them. Thus, many of such conventional devices have also often been found to be heavy and overly complex, difficult and expensive to design, manufacture and maintain, as well as requiring large spaces in which to operate them. In some cases, meeting these objectives has also resulted in unduly limiting cutting capacities.

In accordance with the present invention, a blade or cutter guard mechanism preferably includes an upper guard that is fixed relative to a drive assembly for the arbor shaft of the blade or cutter and a lower guard that is pivotally movable relative to the fixed upper guard. Preferably, a guard-actuating linkage assembly includes a first link having an inner end pivotally interconnected with a housing assembly upon which the drive assembly is pivotally mounted in order to move the blade and drive assembly into engagement with the workpiece. An opposite intermediate end of the first link is pivotally interconnected with an intermediate end of yet another, second link whose opposite outer end is pivotally and drivingly interconnected with the movable guard. An intermediate roller or roller assembly is rotatably interconnected with the interconnected intermediate ends of the links and is engageable with a cam surface at a fixed location

formed on the drive assembly and thus fixed relative to the fixed guard. The shape and position of the cam surfaces are pre-designed to control the rate of movement of movable guard as the saw blade or cutter is moved between non-cutting and cutting positions. In a preferred form of this guard arrangement, the moveable guard can be manually moved for overriding pivotal movement irrespectively and independently of the position of the blade and drive assembly relative to the workpiece.

A return spring can be advantageously included in the guard linkage assembly for resiliently biasing the movable guard toward a normally closed position covering a maximum portion of the cutting periphery of the blade or cutter. Such return spring is preferably a torsional coil spring with one anchoring end or leg interconnected with the fixed guard or drive assembly (at a fixed location thereon) and an opposite end or leg interconnected with the movable guard (also at a fixed location thereon). An off-center spring enclosure, which is radially offset relative to the arbor shaft, is preferably included for restricting radial expansion of the torsional spring to directions away from the workpiece (on opposite sides of the arbor shaft from the workpiece) in order to maximize the workpiece cutting depth capacity of the saw blade or cutter.

Another optional but preferred feature of the invention is an arbor shaft cover that is pivotally interconnected with the fixed guard and that substantially prevents or minimizes any tendency of the arbor shaft nut, screw or other blade-securing fastener to work loose on, or free of, the arbor shaft. Such arbor cover can be pivoted out of the way to allow blade removal or blade changing by way of a releasable cover retaining fastener at one end of the pivotal cover, with such retaining fastener also optionally being configured to extend axially inside the fixed guard when tightened so as to act as one of a pair of blade calipers axially spaced from opposite sides of the blade or cutter. Such

calipers thereby prevent or substantially minimize damage to the fixed guard in the event of a bent or deflected blade or cutter.

A hold-down strap member can also be included and be can pivotally interconnected with the saw's base for movement between a storage position and a hold-down position in releasable engagement with the saw's drive assembly in order to  
5 releasably secure the drive assembly in a lowered storage position relative to the base.

Also, the operator handle of the saw preferably includes a horizontally extending gripping portion that is generally centered laterally with respect to the plane of the blade or cutter. This contributes advantageously to workpiece visibility, ease of use, and operator control of the saw or other cutting device so equipped.  
10

Other advantages, objects and features of the present invention will become apparent to those skilled in the art from the subsequent detailed description, appended claims and accompanying drawings.

#### **BRIEF DESCRIPTION OF THE DRAWINGS**

Figure 1 is a front perspective view of a sliding compound miter saw in accordance with the present invention.  
15

Figure 2 is a front elevational view of the sliding compound miter saw shown in Figure 1.

Figure 3 is a rear elevational view of the sliding compound miter saw shown in  
20 Figures 1 and 2.

Figure 4 is a right-hand side elevational view of the sliding compound miter saw shown in Figures 1 through 3.

Figure 5 is a partially exploded perspective view of a preferred blade guard mechanism in accordance with the present invention.

Figure 6 is another partially exploded perspective view of the blade guard mechanism of Figure 5, revealing still further details of its preferred construction.

Figure 7 is a partial exploded detail view of the movable portion of the guard mechanism shown in Figures 5 and 6, illustrating in more detail the guard-opening linkage arrangement.

Figure 8 is a partial cross-sectional detail view of the lower guard return spring and spring enclosure arrangement of the guard mechanism of Figures 5 through 7.

Figures 9a through 9c schematically illustrate the resilient flexing of the preferred torsional lower guard return spring at various movable lower guard positions for the preferred guard mechanism of Figures 5 through 8.

Figures 10a through 10d are diagrammatic views, with parts removed or broken away, to schematically illustrate the operation of the linkage arrangement for controlling the lower guard movement between workpiece non-engagement and engagement positions for the blade or cutter of the saw illustrated in Figures 1 through 9.

Figure 11 is a partial left-hand side view of the preferred guard mechanism, illustrating the blade arbor shaft cover in an operating position.

Figure 12 is a partial exploded view, further illustrating the arbor shaft cover arrangement of Figure 11.

Figures 13a and 13b are partial cross-sectional views, illustrating a blade caliper arrangement incorporated into the arbor shaft cover arrangement.

Figures 14a and 14b are partial perspective views of a hold-down arrangement for the preferred sliding compound miter saw depicted in Figures 1 through 13.



## **DETAILED DESCRIPTION OF THE PREFERRED EMBODIMENTS**

Figures 1 through 14b depict exemplary embodiments of a sliding compound miter saw according to the present invention, which is shown in the drawings merely for purposes of illustration. One skilled in the art will readily recognize, from the following description, taken in conjunction with the accompanying drawings and claims, that the principles of the invention are equally applicable to compound miter saws and/or chop saws of types other than that depicted in the drawings. Similarly, one skilled in the art will readily recognize that the principles of the invention may also be applicable to other workpiece cutting, forming or shaping devices.

In Figures 1 through 4, an exemplary sliding compound miter saw incorporating a cutter or blade guard mechanism, as well as other features according to the present invention, is designated generally by the reference numeral 10. The sliding compound miter saw 10 includes a base assembly 12, an angularly movable turntable or table assembly 14, an angularly movable housing assembly 16, a saw blade 18, a blade guard mechanism or assembly 20, a motor 22 drivingly connected to the saw blade 18 by way of a drive assembly 36, a handle arrangement 24, and a workpiece-supporting fence assembly 26. The table assembly 14 is secured to the base assembly 12 such that it can be rotated in order to provide adjustment for miter cutting of a workpiece 13 (shown in phantom lines in Figure 4). The rotation of the table assembly 14 changes the angle of saw blade 18 relative to the fence assembly 26 but maintains the perpendicularity of the plane of the saw blade 18 with the table assembly 14. A locking mechanism 28 can be activated in order to lock the table assembly 14 to the base assembly 12 at a desired miter-cutting position.

The housing assembly 16 is secured to the table assembly 14 such that it can be pivoted with respect to the table assembly in order to provide adjustment for bevel cutting of the workpiece 13. The bevel pivoting of the housing assembly 16 changes the angle of the saw blade 18 relative to the table assembly 14 but maintains the perpendicularity of the saw blade 18 with respect to the fence assembly 26. A locking mechanism 30 can be activated in order to lock the housing assembly 16 to table assembly 14 at a desired bevel-cutting position. As can be appreciated by one skilled in the art, the adjustments for mitering and beveling can be performed separately or simultaneously in order to perform a compound miter and bevel cut.

The housing assembly 16 also includes a support housing or assembly 32, which mounts a pair of support arms 34 for sliding movement with respect to the remainder of the housing assembly 16. The saw blade 18, the blade guard 20, the motor 22 and the handle 24 are all mounted to a drive assembly 36, which is pivotally interconnected with the support arms 34 and thus the support assembly 32. The pivoting of the drive assembly 36 downwardly towards the table assembly 14 operates to bring the saw blade 18 into a workpiece-engaging position and simultaneously open the blade guard 20 (as is described in more detail below) in order to cut a workpiece which is supported by the table assembly and the fence assembly 26. The sliding movement of the support arms 34 relative to the housing 16 permits the drive assembly 36 and thus the saw blade 18 to be pulled or pushed through the workpiece.

Referring to Figures 1 through 8, the blade guard assembly 20 includes a fixed upper blade guard 40 and a movable lower blade guard 42. The movable guard 42 is interconnected for pivotal movement about an arbor shaft axis 45 of a blade arbor shaft 44 between a "closed" position, wherein the movable guard 42 covers a maximum portion

of the cutting periphery of the blade 18, and an "open" position covering a minimum portion of the cutting periphery of the blade 18 in order to allow the blade 18 to perform cutting operations on the workpiece 13 and to allow for blade removal or replacement.

The blade guard assembly 20 also includes a linkage assembly 46, which functions to pivot the movable guard 42 between its open and closed positions as the drive assembly 36 is pivoted by the operator about a pivot pin 38 (Figure 5) toward and away from the workpiece 13, respectively. This motion of the movable guard 42 with respect to the fixed guard 40 is further described below and is diagrammatically and schematically illustrated in Figures 10a through 10d (in which various parts of the compound miter saw are removed or broken away for clarity).

The linkage assembly 46 includes an inner link 48 having an inner end 56 pivotally interconnected with the support housing 32 at a fixed location thereon. The linkage assembly 46 also includes an outer link 50 having an outer end 58 pivotally interconnected with the movable guard 42, also at a fixed location thereon. The opposite intermediate ends of the inner link 48 and the outer link 50 are pivotally interconnected with each other and with an intermediate rotatable pivot and roller assembly 52. The roller assembly 52 is adapted to engage a cam surface 54 formed on the drive housing assembly 36 (and thus fixed relative to the fixed upper guard) for purposes of controlling the closing and opening movement of the movable guard 42 as the drive housing 36 and the blade 18 are raised and lowered, respectively, out of and into cutting engagement with the workpiece 13. The shape and position of the cam surface 54 are carefully chosen in order to determine and select the amount and rate of opening movement of the lower guard 42. These raised and lowered positions are diagrammatically illustrated in Figures 10a and 10c, respectively.

Because the intermediate roller assembly 52 is free to move, along with the intermediate ends of the inner link 48 and the outer link 50, along the cam surface 54, the location of the intermediate roller assembly 52 is not fixed or restrained with respect to either the fixed upper guard 40 (which is fixed with respect to the drive assembly 36) or the movable lower guard 42. Thus, primarily for ease of blade changing, replacement or maintenance, the movable lower guard 42 can be manually pivoted by the user about the arbor shaft axis 45 in an overriding manner, independent and irrespective of the pivotal position of the drive assembly 36 and the blade 18. Two examples of this independent overriding movement of the movable lower guard 42 are shown in Figure 10b, wherein the movable guard 42 has been pivoted to a maximum open position with the drive assembly 36 in its upward, "at rest" position, and in Figure 10d, wherein the movable guard 42 has been independently and overridingly pivoted about the arbor shaft axis 45 to a maximum open position with the blade 18 and the drive assembly 36 in their downward, workpiece-engaging position. In both of these overridingly and independently pivoted positions of the movable lower guard 42, the intermediate roller assembly 52, along with the intermediate ends of the inner and outer links 48 and 50, pivot upwardly out of contact with the cam surface 54.

Referring primarily to Figures 5 through 9c, the linkage assembly 46 also preferably includes a return spring 70, which is preferably of the torsional coil spring variety shown in the drawings. The return spring 70 functions to resiliently and normally bias the movable lower guard 42 toward its "closed" position illustrated in Figures 1 through 4 and 10a. This return spring 70, along with the drive assembly return spring 37 shown in Figure 5, thus serve to resiliently bias both the movable lower guard 42 and the entire drive assembly 36 to the "at-rest" position shown in Figures 1 through 4 and 10a.

Because the preferred return spring 70 is a torsional coil spring, it radially expands and contracts relative to the arbor shaft axis 45 as the movable guard 42 is pivoted about a lower guard axis 47 (see Figures 8, 9a-c, and 10a-d) between its "closed" and "open" positions, respectively. The drive assembly 36 is also preferably equipped with a return spring enclosure 72, shown in Figures 6 and 8 and diagrammatically illustrated in Figures 9a through 9c. The return spring enclosure 72 is radially offset with respect to the pivot axis 47 of the movable lower guard 42 in a generally upward direction, away from the saw's base assembly 12 and the workpiece 13. The offset return spring enclosure 72 is mounted on, or interconnected with, a drive assembly hub portion 74 (shown in Figure 6) of the drive assembly 36 and is thus fixed with respect to the fixed upper guard 40. The return spring 70 includes a fixed spring leg 76 (fixed relative to the spring enclosure 72 by way of its engagement with an opening 80 in the spring enclosure) and a movable spring leg 78 (movable with the movable lower guard 42 by way of its engagement with an opening 82 in the movable lower guard) at its ends. The return spring legs 76 and 78 are carefully placed and configured to prevent extreme bending of these legs as the spring expands and contracts.

As is diagrammatically illustrated in Figures 9a through 9c, the radially offset configuration of the return spring enclosure 72 allows the return spring 70 to radially expand and contract to a greater degree in directions away from the saw's base assembly 12, and thus away from the workpiece 13, than in directions toward the workpiece 13. This feature minimizes interference with the workpiece 13 during cutting operations and thus maximizes the cutting depth capacity of the compound miter saw 10. Preferably, the spring enclosure 72 and the return spring 70 are placed inside the blade cavity rather

than outside, to allow for more gearbox space. This further provides more space for the return spring 70 itself, which significantly extends spring life.

Figure 9a diagrammatically depicts the movable lower guard 42 in its "closed" position, with the return spring 70 in its preloaded, maximum radially-expanded condition.

5 Figure 9b illustrates the position of the movable lower guard 42 and the degree of radial expansion of the return spring 70 when the drive assembly 36 is lowered to a workpiece-engaging or cutting position. Figure 9c illustrates the position of the movable lower guard 42 and the minimal radially expansion condition of the return spring 70 when the movable lower guard 42 is manually and overridingly opened to its maximum extent.

10 Referring to Figures 11 through 13, the drive assembly 36 of the compound miter saw 10 also preferably includes an arbor shaft cover 66 pivotally interconnected at one end by way of a pivot fastener 67 to the fixed upper guard 40. The opposite end of the arbor shaft cover 66 is releasably secured to the fixed upper guard 40 by way of a threaded retaining fastener 69 that passes through a slotted opening 68 in the arbor shaft cover 66. This allows the cover 66 to be selectively released and pivoted upwardly about the pivot fastener 67 relative to the fixed upper guard 40 to an "open" position, thus completely exposing the arbor shaft fastener 64 and allowing removal, replacement or maintenance of the blade 18. When the arbor shaft cover 66 is pivoted back to its "closed" position shown in Figure 11, it preferably covers at least one-half of the diameter of the arbor shaft 44 and prevents the arbor shaft fastener 64 from vibrating loose and falling free of the arbor shaft 44.

20 Referring to Figures 13a and 13b, the arbor cover retaining fastener 69 can also optionally be configured to extend axially inside the fixed upper guard 40 to a position axially spaced from the blade 18 at a radial location well inboard of the cutting

teeth of the blade 18 when the retaining fastener 69 is threadably tightened on the fixed guard 40, as is diagrammatically shown in Figure 13a. This configuration allows the retaining fastener 69 to act as a blade caliper, in conjunction with another blade caliper 71, while still allowing the fastener 69 to perform its arbor cover retaining function. The blade caliper 71 is fixed on the upper guard 40 and axially spaced from the opposite side of the blade 18, generally at the same inboard radial position as the retaining fastener/caliper 69. These calipers serve to substantially prevent, or at least minimize, damage to the fixed upper guard 40 in the event of a bent or deflected blade 18. As shown in Figure 13b, the retaining fastener 69 can be loosened to release the arbor shaft cover 66 for pivoting to its open position.

Finally, the saw 10 can optionally be equipped with a hold-down member or strap 90, illustrated in Figures 14a and 14b. The hold-down strap 90 is pivotally interconnected with the base assembly 12, preferably on the turntable assembly 14. The hold-down strap 90 can be pivoted upwardly, as shown in Figure 14a, so that its hooked end 92 can be releasably engaged with the drive assembly 36, preferably at the pivot fastener 67 for the arbor cover 66, thus holding the drive assembly 36 in its downwardly pivoted position and preventing the drive assembly 36 (and thus the support arms 34 and the blade 18) from being slid completely inwardly toward the fence assembly 26 (Figures 1 through 4). When not required for saw storage, the hold-down strap 90 can be pivoted to its own storage position shown in Figure 14b, where it is out of the way during workpiece cutting or shaping operations.

The strap 90 can be releasably retained in its storage position using any of a wide variety of well-known releasable retention arrangements. However, one arrangement currently contemplated is a strap 90 that is resiliently deflectable laterally, with the strap

having a resilient bias in the rightward lateral direction as viewed in Figures 14a and 14b from the user's normal position. Thus, when it is desired to move the strap 90 from its use position shown in Figure 14a to its storage position shown in Figure 14b, the user merely deflects the resilient strap 90 leftwardly (against its rightward bias) so that the strap 90 can be pivoted downwardly, clear of a retention tab 94 on the turntable assembly 14. Once the strap 90 is pivoted downwardly past the retention tab 94, it can then be released by the user to resiliently deflect rightwardly to be releasably retained beneath the retention tab 94, as shown in Figure 14b. As mentioned above, other common releasable retention schemes can also alternatively be employed.

The foregoing discussion discloses and describes merely exemplary embodiments of the present invention for purposes of illustration only. One skilled in the art will readily recognize from such discussion, and from the accompanying drawings and claims, that various changes, modifications, and variations can be made therein without departing from the spirit and scope of the invention as defined in the following claims.



**WHAT IS CLAIMED IS:**

1. A cutting device for performing cutting operations on a workpiece, said cutting device comprising:

a base assembly for receiving the workpiece;

a support interconnected with said base assembly;

5 a drive assembly including a motor, an arbor shaft rotatable about an arbor axis, and a cutting tool driven by said motor about said arbor shaft, said drive assembly being pivotally interconnected with said support for selective pivotal movement of said motor and said cutting tool relative to said support assembly between an at-rest position wherein said cutting tool is out of engagement with the workpiece when the workpiece  
10 is on said base and an operational position wherein said cutting tool is in a cutting engagement with the workpiece when the workpiece is on said base; and

a guard assembly including a fixed guard partially surrounding a cutting periphery of said cutting tool and a movable guard, said fixed guard being fixedly interconnected with said drive assembly, and said movable guard being pivotally interconnected with said  
15 drive assembly for pivotal movement about said arbor shaft between a closed position surrounding a predetermined portion of the cutting periphery of said cutting tool and an open position covering a lesser portion of the cutting periphery of said cutting tool than when in said closed position, said guard assembly further including a linkage assembly for drivingly moving said movable guard between said closed and said open positions as said  
20 drive assembly is moved between said at-rest and said operational positions, respectively, said linkage assembly including:

a first link having an inner end pivotally interconnected with said support at a fixed location thereon and an opposite intermediate end;

25

a second link having an outer end pivotally interconnected with said movable guard and an opposite intermediate end pivotally interconnected with said intermediate end of said first link for pivotal movement relative thereto about an intermediate linkage axis;

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an intermediate roller rotatably interconnected with said intermediate ends of said first and second links for rotation about said intermediate linkage axis; and

a cam surface fixed relative to said drive assembly and said fixed guard and engageable by said roller for rotation of said roller thereon.

2. A cutting device according to claim 1, wherein said movable guard is selectively pivotally moveable for overriding pivotal movement about said arbor shaft irrespective of the pivotal position of said drive assembly relative to said support assembly.

3. A cutting device according to claim 2, wherein said roller moves out of engagement with said cam surface during said overriding pivotal movement of said movable guard.

4. A cutting device according to claim 1, wherein said linkage assembly further includes a return spring resiliently biasing said moveable guard toward said closed position.

5. A cutting device according to claim 4, wherein said return spring is a torsional coil spring surrounding said arbor shaft, said torsional coil spring having one end interconnected with said drive assembly at a fixed location thereon and an opposite end interconnected with said movable guard at a fixed location thereon, said torsional coil spring radially expanding when said drive assembly is moved toward said operational position and radially contracting when said drive assembly is moved away from said operational position.

6. A cutting device according to claim 5, wherein said torsional coil spring is circumferentially contained within a spring enclosure on said drive assembly, said spring enclosure surrounding said arbor shaft and being radially offset relative thereto with a larger radial portion of said spring enclosure relative to said arbor shaft being oriented toward an opposite side of said arbor shaft away from the workpiece when said drive assembly is moved into said operational position and a smaller radial portion of said spring enclosure relative to said arbor shaft being oriented toward the workpiece when said drive assembly is moved into said operational position, said spring enclosure thereby allowing for greater radial expansion of said torsional coil spring in a direction away from the workpiece than in a direction toward the workpiece when said drive assembly is moved into said operational position.

7. A cutting device according to claim 1, wherein said cutting tool is removably secured to said arbor shaft by a releasable arbor fastener threadably engageable with an axial end of said arbor shaft, said guard assembly further includes an arbor shaft cover pivotally interconnected with said fixed guard for pivotal movement between a first position at least partially covering said arbor fastener and second position completely uncovering said arbor shaft fastener in order to allow said cutting tool to be removed from said arbor shaft, said arbor shaft cover being selectively and releasably secured in said first position.

8. A cutting device according to claim 7, wherein said arbor shaft cover is releasably secured in said first position by a threaded male arbor cover fastener threadably engaging said fixed guard and threadably extendable axially therewithin to a position wherein an inner axial end of said arbor cover fastener is spaced at a predetermined axial distance from a first side of said cutting tool in order to define a first cutting tool caliper member within said fixed guard, said fixed guard having a second cutting tool caliper member thereon and extending axially therewithin on an opposite side of said cutting tool to a position wherein an inner axial end of said second caliper member is spaced at a predetermined axial distance from said opposite side of said cutting tool, said first and second caliper members being located radially inward of said cutting periphery of said cutting tool and substantially preventing damage to said fixed guard resulting from undesired axial movement of said cutting periphery of said cutting tool when in said predetermined axial positions.

9. A cutting device according to claim 1, wherein said fixed guard includes a pair of caliper members extending axially therewithin to predetermined axial positions on opposite sides of said cutting tool and axially spaced therefrom, said caliper members being located radially inward of said cutting periphery of said cutting tool and substantially preventing damage to said fixed guard resulting from undesired axial movement of said cutting periphery of said cutting tool when in said predetermined axial positions.

10. A cutting device according to claim 1, wherein said base assembly includes an elongated hold-down member pivotally interconnected therewith for selective pivotal movement between a stored position below an upper working surface of said base and a hold-down position wherein a free end of said hold-down member extends upwardly from said working surface toward said drive assembly, said free end of said hold-down member being releasably interconnectable with said drive assembly in order to releasably secure said drive assembly in said operational position.

11. A cutting device according to claim 1, wherein said cutting device is a miter saw.

12. A cutting device according to claim 1, wherein said cutting device is a compound miter saw.

13. A cutting device according to claim 1, wherein said cutting device is a sliding compound miter saw and wherein said drive assembly is slidably movable relative to said support assembly in directions perpendicular to the axis of said arbor shaft.

14. A cutting device according to claim 1, further including a handle assembly fixedly interconnected with said drive assembly, said handle assembly including a horizontally-extending gripping portion generally parallel to said axis of said arbor shaft and adapted to be grasped by a user, said gripping portion being centered horizontally with respect to said cutting tool.

15. A cutting device for performing cutting operations on a workpiece, said cutting device comprising:

a base assembly for receiving the workpiece;

a support interconnected with said base assembly;

5 a drive assembly including a motor, an arbor shaft rotatable about an arbor axis, and a cutting tool driven by said motor about said arbor shaft, said drive assembly being pivotally interconnected with said support for selective pivotal movement of said motor and said cutting tool relative to said support assembly between an at-rest position wherein said cutting tool is out of engagement with the workpiece when the workpiece is on said base and an operational position wherein said cutting tool is in a cutting engagement with the workpiece when the workpiece is on said base; and

10 a guard assembly including a fixed guard partially surrounding a cutting periphery of said cutting tool and a movable guard, said fixed guard being fixedly interconnected with said drive assembly, and said movable guard being pivotally interconnected with said drive assembly for pivotal movement about said arbor shaft between a closed position surrounding a predetermined portion of the cutting periphery of said cutting tool and an open position covering a lesser portion of the cutting periphery of said cutting tool than when in said closed position, said guard assembly further including a linkage assembly for drivingly moving said movable guard between said closed and said open positions as said

15 drive assembly is moved between said at-rest and said operational positions, respectively, said guard assembly further including a return spring resiliently biasing said movable guard toward said closed position, said return spring being a torsional coil spring surrounding said arbor shaft, said torsional coil spring having one end interconnected with said drive assembly at a fixed location thereon and an opposite end interconnected with

20

25      said movable guard at a fixed location thereon, said torsional coil spring radially expanding when said drive assembly is moved toward said operational position and radially contracting when said drive assembly is moved away from said operational position.



16. A cutting device according to claim 15, wherein said torsional coil spring is circumferentially contained within a spring enclosure on said drive assembly, said spring enclosure surrounding said arbor shaft and being radially offset relative thereto with a larger radial portion of said spring enclosure relative to said arbor shaft being oriented toward an opposite side of said arbor shaft away from the workpiece when said drive assembly is moved into said operational position and a smaller radial portion of said spring enclosure relative to said arbor shaft being oriented toward the workpiece when said drive assembly is moved into said operational position, said spring enclosure thereby allowing for greater radial expansion of said torsional coil spring in a direction away from the workpiece than in a direction toward the workpiece when said drive assembly is moved into said operational position.

17. A cutting device according to claim 15, wherein said movable guard is selectively pivotally moveable for overriding pivotal movement about said arbor shaft irrespective of the pivotal position of said drive assembly relative to said support assembly.

18. A cutting device according to claim 17, wherein said cutting tool is removably secured to said arbor shaft by a releasable arbor fastener threadably engageable with an axial end of said arbor shaft, said guard assembly further includes an arbor shaft cover pivotally interconnected with said fixed guard for pivotal movement between a first position at least partially covering said arbor fastener and second position completely uncovering said arbor shaft fastener in order to allow said cutting tool to be removed from said arbor shaft, said arbor shaft cover being selectively and releasably secured in said first position.

19. A cutting device according to claim 18, wherein said arbor shaft cover is releasably secured in said first position by a threaded male arbor cover fastener threadably engaging said fixed guard and threadably extendable axially therewithin to a position wherein an inner axial end of said arbor cover fastener is spaced at a predetermined axial distance from a first side of said cutting tool in order to define a first cutting tool caliper member within said fixed guard, said fixed guard having a second cutting tool caliper member thereon and extending axially therewithin on an opposite side of said cutting tool to a position wherein an inner axial end of said second caliper member is spaced at a predetermined axial distance from said opposite side of said cutting tool, said first and second caliper members being located radially inward of said cutting periphery of said cutting tool and substantially preventing damage to said fixed guard resulting from undesired axial movement of said cutting periphery of said cutting tool when in said predetermined axial positions.

20. A cutting device according to claim 15, wherein said fixed guard includes a pair of caliper members extending axially therewithin to predetermined axial positions on opposite sides of said cutting tool and axially spaced therefrom, said caliper members being located radially inward of said cutting periphery of said cutting tool and substantially preventing damage to said fixed guard resulting from undesired axial movement of said cutting periphery of said cutting tool when in said predetermined axial positions.

21. A cutting device according to claim 15, wherein said base assembly includes an elongated hold-down member pivotally interconnected therewith for selective pivotal movement between a stored position below an upper working surface of said base and a hold-down position wherein a free end of said hold-down member extends upwardly from said working surface toward said drive assembly, said free end of said hold-down member being releasably interconnectable with said drive assembly in order to releasably secure said drive assembly in said operational position.

22. A cutting device according to claim 15, wherein said cutting device is a miter saw.

23. A cutting device according to claim 15, wherein said cutting device is a compound miter saw.

24. A cutting device according to claim 15, wherein said cutting device is a sliding compound miter saw and wherein said drive assembly is slidably movable relative to said support assembly in directions perpendicular to the axis of said arbor shaft.

25. A cutting device for performing cutting operations on a workpiece, said cutting device comprising:

a base assembly for receiving the workpiece;

a support interconnected with said base assembly;

5 a drive assembly including a motor, an arbor shaft rotatable about an arbor axis, and a cutting tool driven by said motor about said arbor shaft, said drive assembly being pivotally interconnected with said support for selective pivotal movement of said motor and said cutting tool relative to said support assembly between an at-rest position wherein said cutting tool is out of engagement with the workpiece when the workpiece is on said base and an operational position wherein said cutting tool is in a cutting engagement with the workpiece when the workpiece is on said base; and

10 a guard assembly including a fixed guard partially surrounding a cutting periphery of said cutting tool and a movable guard, said fixed guard being fixedly interconnected with said drive assembly, and said movable guard being pivotally interconnected with said drive assembly for pivotal movement about said arbor shaft between a closed position surrounding a predetermined portion of the cutting periphery of said cutting tool and an open position covering a lesser portion of the cutting periphery of said cutting tool than when in said closed position, said cutting tool being removably secured to said arbor shaft by a releasable arbor fastener threadably engageable with an axial end of said arbor shaft, said guard assembly further including an arbor shaft cover pivotally interconnected with said fixed guard for pivotal movement between a first position at least partially covering said arbor fastener and second position completely uncovering said arbor shaft fastener in order to allow said cutting tool to be removed from said arbor shaft, said arbor shaft cover being selectively and releasably secured in said first position.

26. A cutting device according to claim 25, wherein said arbor shaft cover is releasably secured in said first position by a threaded male arbor cover fastener threadably engaging said fixed guard and threadably extendable axially therewithin to a position wherein an inner axial end of said arbor cover fastener is spaced at a predetermined axial distance from a first side of said cutting tool in order to define a first cutting tool caliper member within said fixed guard, said fixed guard having a second cutting tool caliper member thereon and extending axially therewithin on an opposite side of said cutting tool to a position wherein an inner axial end of said second caliper member is spaced at a predetermined axial distance from said opposite side of said cutting tool, said first and second caliper members being located radially inward of said cutting periphery of said cutting tool and substantially preventing damage to said fixed guard resulting from undesired axial movement of said cutting periphery of said cutting tool when in said predetermined axial positions.

27. A cutting device according to claim 25, wherein said fixed guard includes a pair of caliper members extending axially therewithin to predetermined axial positions on opposite sides of said cutting tool and axially spaced therefrom, said caliper members being located radially inward of said cutting periphery of said cutting tool and substantially preventing damage to said fixed guard resulting from undesired axial movement of said cutting periphery of said cutting tool when in said predetermined axial positions.

28. A cutting device according to claim 25, wherein said base assembly includes an elongated hold-down member pivotally interconnected therewith for selective pivotal movement between a stored position below an upper working surface of said base and a hold-down position wherein a free end of said hold-down member extends upwardly from said working surface toward said drive assembly, said free end of said hold-down member being releasably interconnectable with said drive assembly in order to releasably secure said drive assembly in said operational position.

29. A cutting device according to claim 25, wherein said movable guard is selectively pivotally moveable for overriding pivotal movement about said arbor shaft irrespective of the pivotal position of said drive assembly relative to said support assembly.

30. A cutting device according to claim 25, wherein said cutting device is a miter saw.

31. A cutting device according to claim 25, wherein said cutting device is a compound miter saw.

32. A cutting device according to claim 25, wherein said cutting device is a sliding compound miter saw and wherein said drive assembly is slidably movable relative to said support assembly in directions perpendicular to the axis of said arbor shaft.

33. A cutting device for performing cutting operations on a workpiece, said cutting device having a cutting tool rotatable on an arbor shaft, said cutting device comprising a handle assembly including a horizontally-extending gripping portion generally parallel to said arbor shaft and adapted to be grasped by a user, said gripping portion being centered horizontally with respect to said cutting tool.

34. A cutting device according to claim 33, wherein said cutting device is a miter saw.

35. A cutting device according to claim 33, wherein said cutting device is a compound miter saw.

36. A cutting device according to claim 33, wherein said cutting device is a sliding compound miter saw and wherein said drive assembly is slidably movable relative to said support assembly in directions perpendicular to the axis of said arbor shaft.

## ABSTRACT OF THE DISCLOSURE

A guard assembly for a saw or other cutting device includes fixed and movable guards relatively pivotal by way of a linkage assembly having two links pivotally interconnected coaxially with a cam roller engageable with a cam surface for controlling relative guard movement. Other preferred features include a torsional coil guard return spring and spring enclosure that minimizes interference with workpiece cutting depth, an arbor shaft cover retention fastener that doubles, along with another caliper member, as a blade caliper set that prevents guard damage in the event of a bent or deflected blade or cutter, a drive assembly hold-down assembly for storage, and a horizontally-extending handle centered horizontally relative to the blade or cutter.



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Art Unit: )  
Examiner: )  
Inventor: Daryl S. Meredith et al. )  
Serial No: )  
Filed: October 27, 2000 )  
For: **Guard and Control Apparatuses** )  
**for Sliding Compound Miter Saw** )  
Attorney Docket: 0275A00168DVB )

**SUBMISSION OF  
PREVIOUSLY APPROVED  
FORMAL DRAWINGS**

**EXPRESS MAILING CERTIFICATE**

*I hereby certify that this letter and the response attached hereto are being deposited with the United States Postal Service as Express Mail in an envelope addressed to Commissioner of Patents and Trademarks, Washington, D.C. 20231, on*

*October 27, 2000*

By

Hon. Commissioner of Patents and Trademarks  
Washington, D.C. 20231

Dear Sir:

Applicant's attorney is submitting herewith copies of Figures 1-14 (sheet nos. 1-14) which are to be filed in relation to this application and incorporate corrections previously approved in the parent application. However, in order to comply with the requirements of 37 C.F.R. § 160, copies of the drawings as originally filed have been included with the copy of the parent application as well. Applicant's attorney respectfully requests the entrance of these formal drawings into the present application.

Respectfully submitted,

HARNESSE, DICKEY & PIERCE, P.L.C.  
Attorneys for Applicants

Date:

*October 27, 2000*  
P.O. Box 828  
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(248) 641-1600

By:

*[Signature]*  
Michael J. Schmidt  
Reg. No. 34,007

Attorney Docket No. 0275A00168DVB

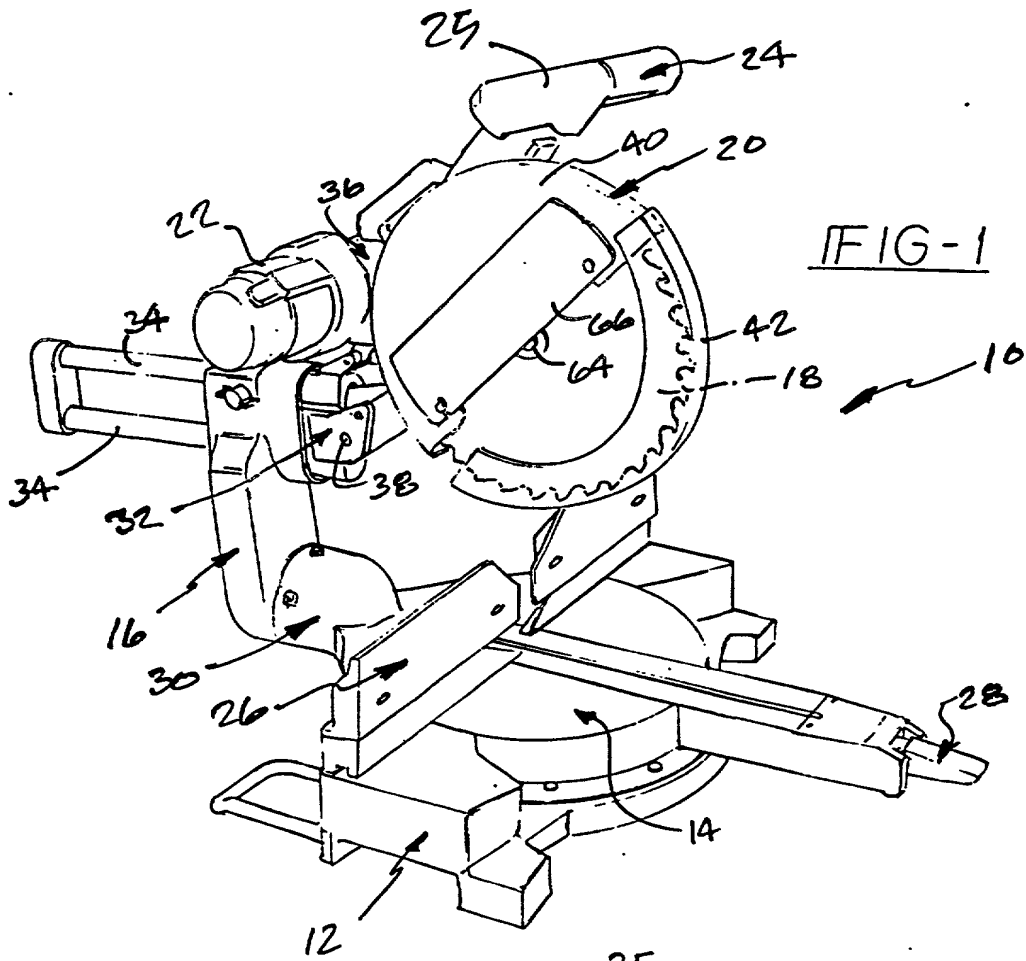


FIG-2

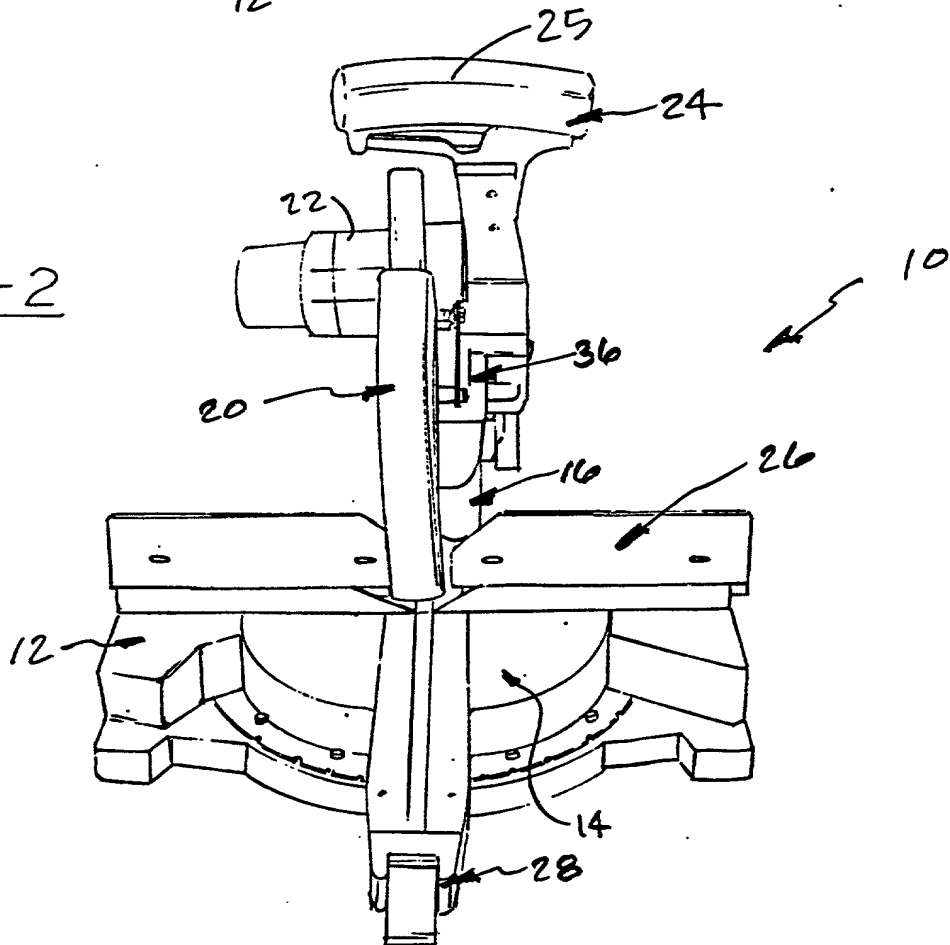


FIG-3

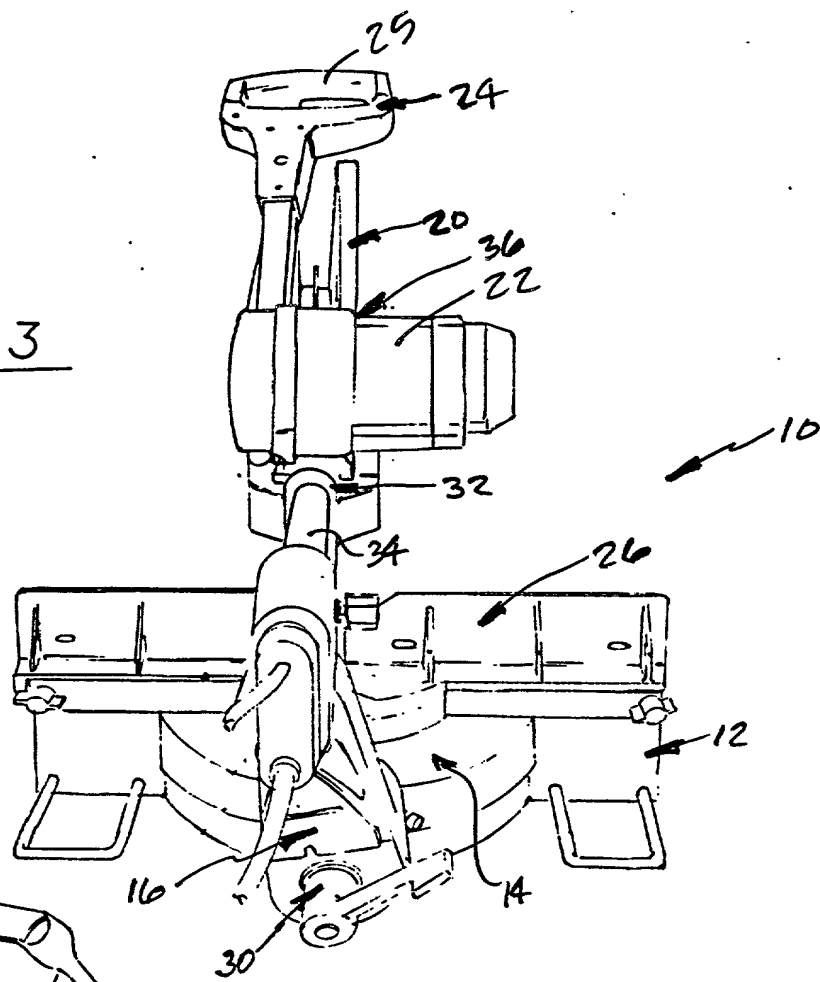


FIG-4

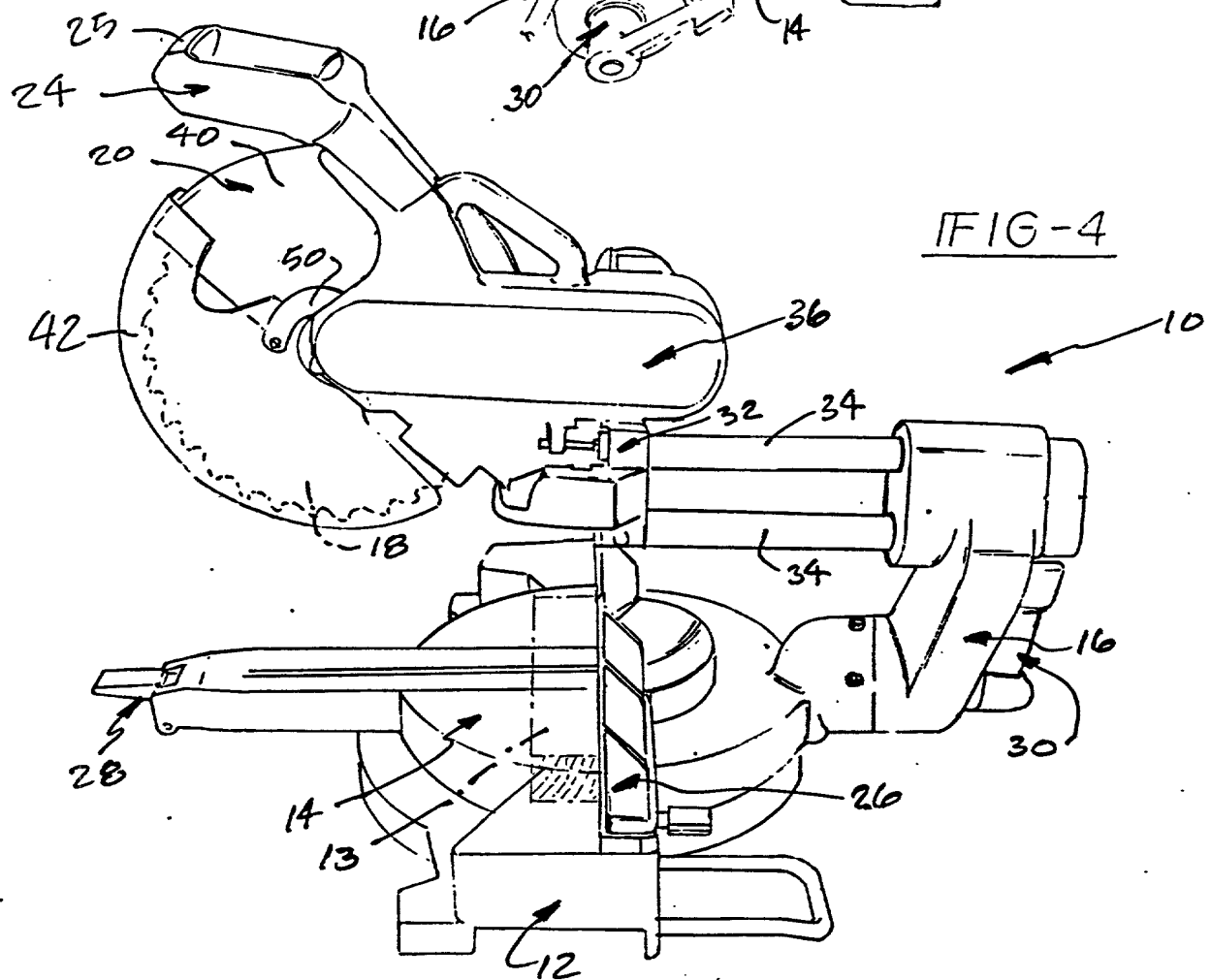
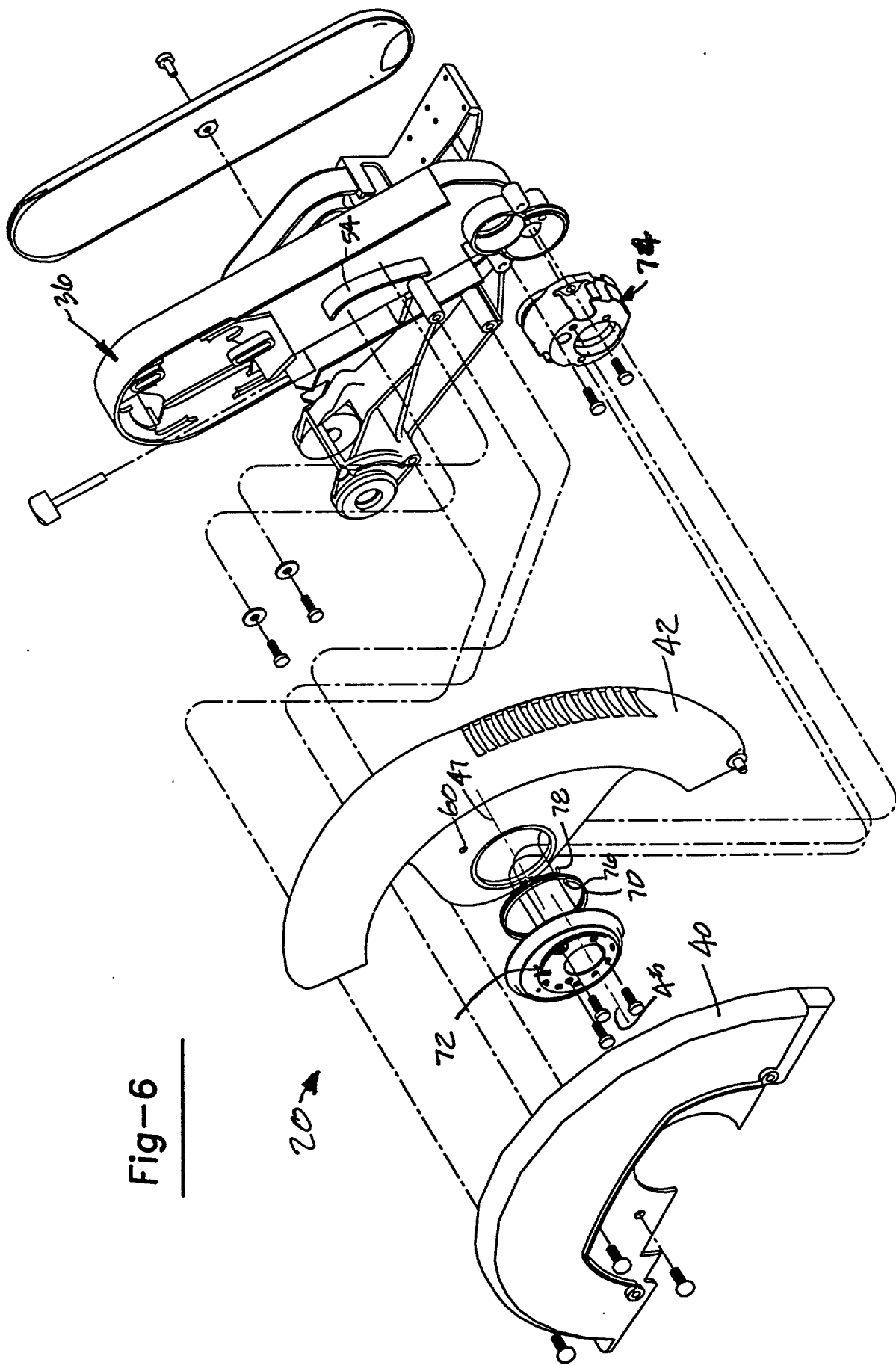


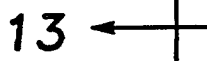


Fig-6

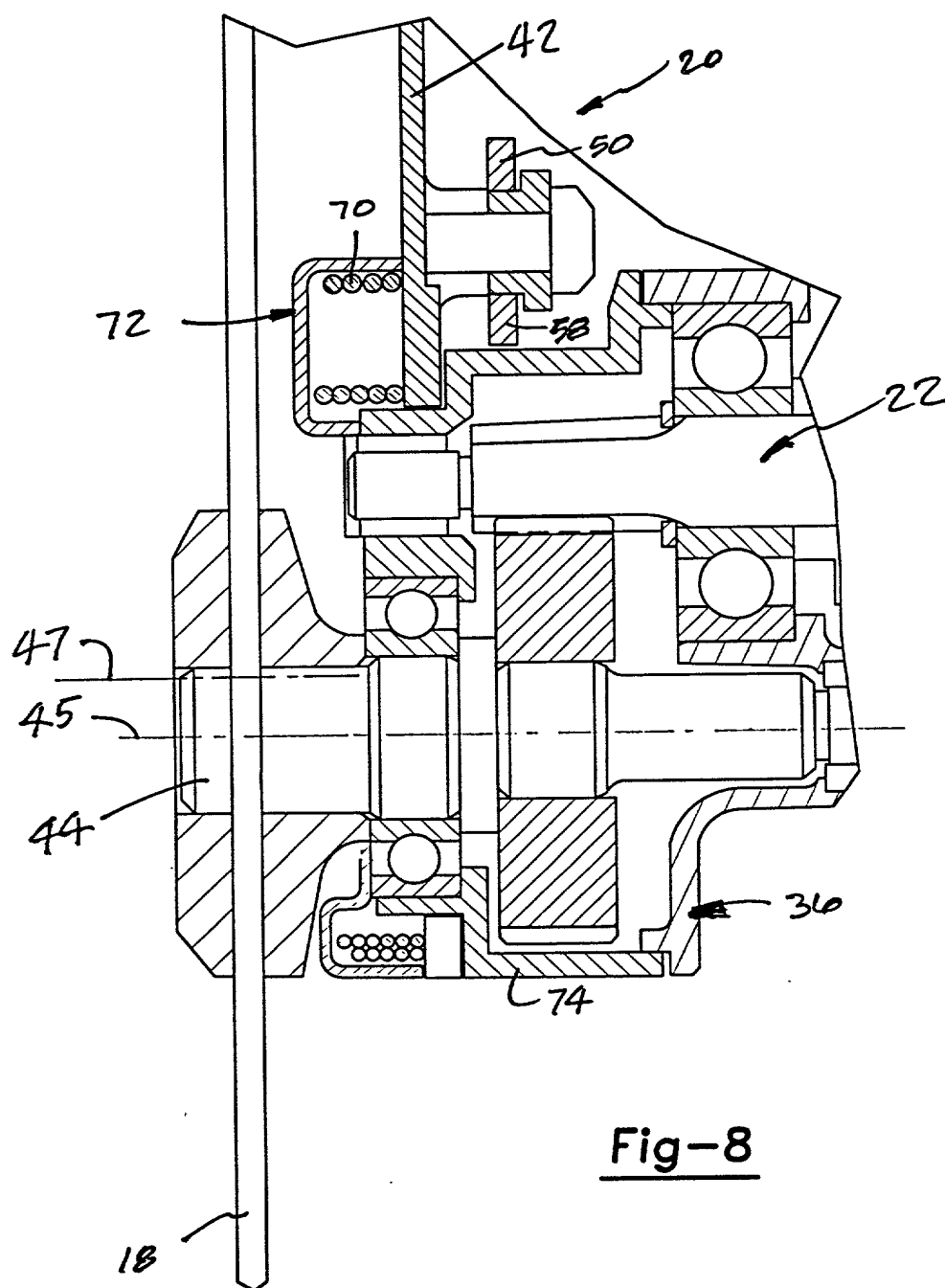


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13 ←



**Fig-11**



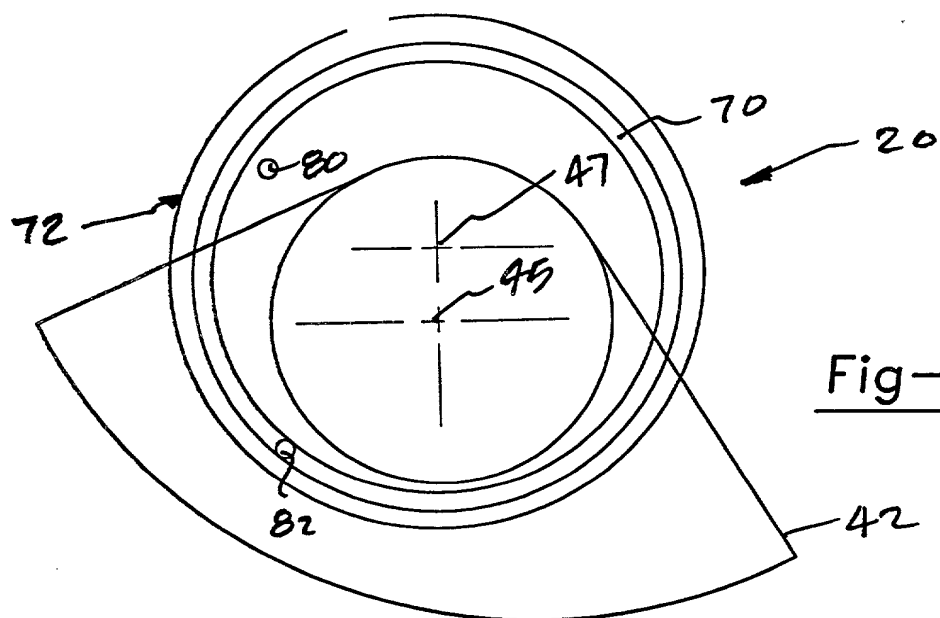


Fig-9a

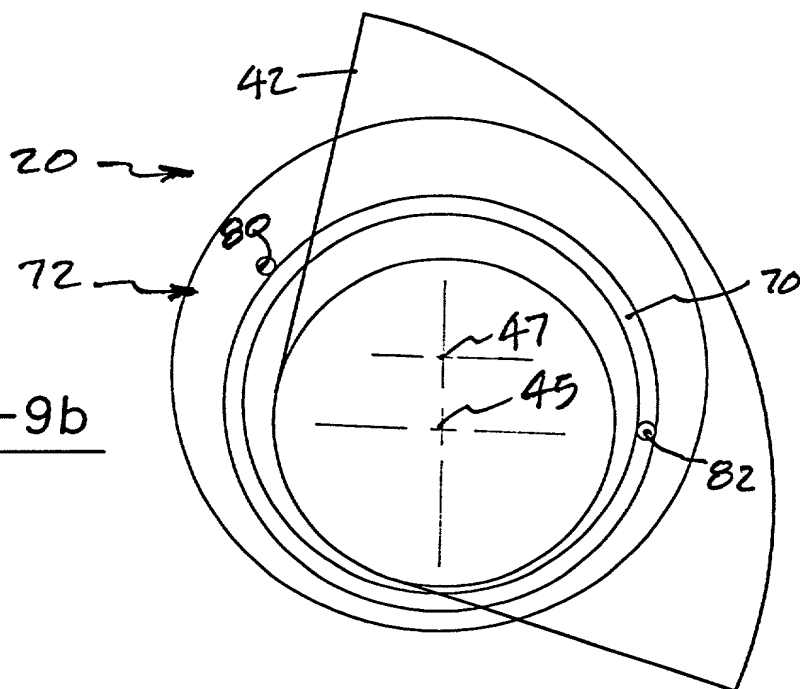


Fig-9b

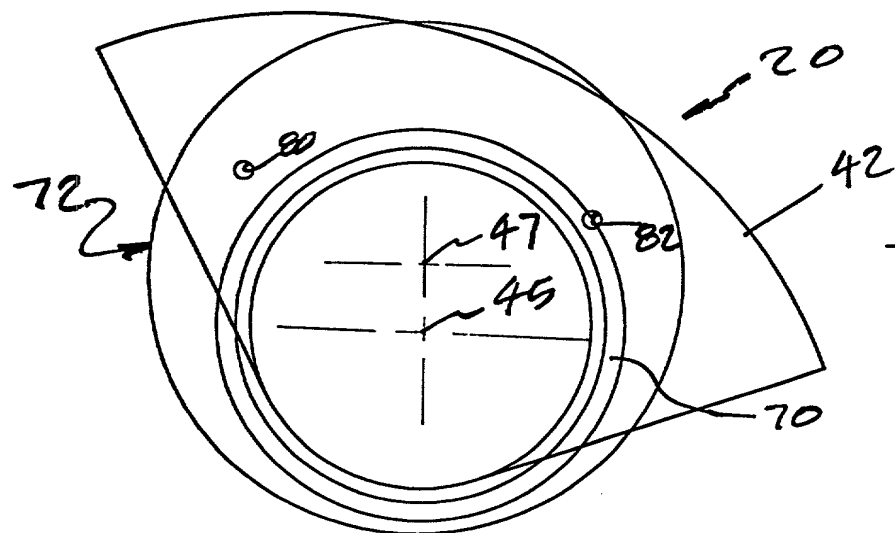
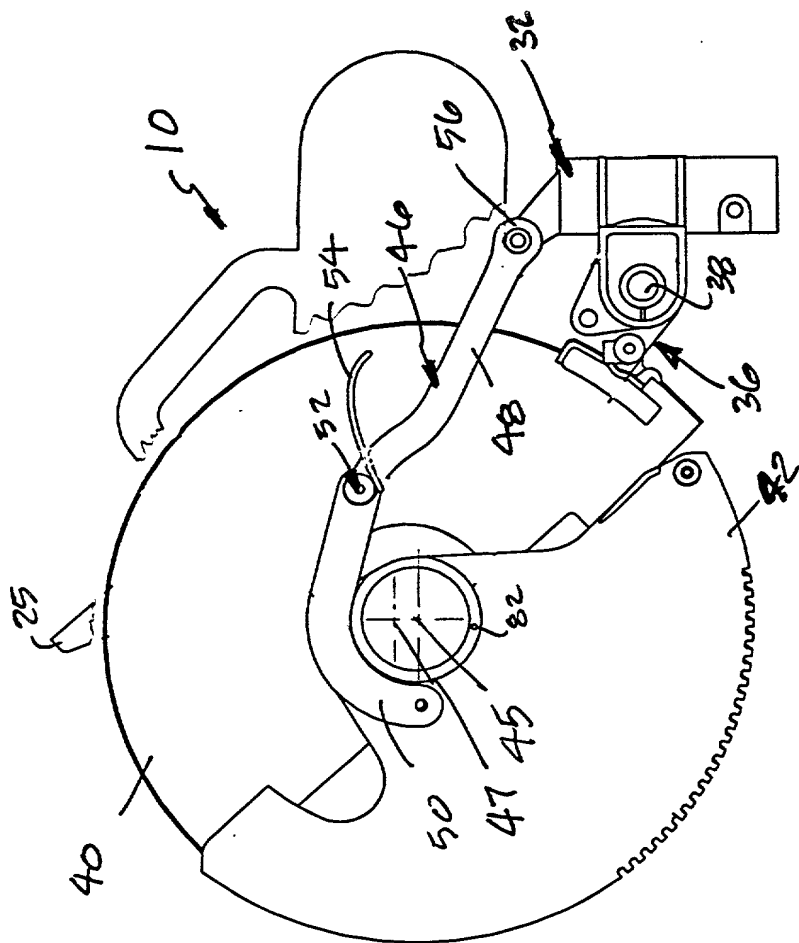
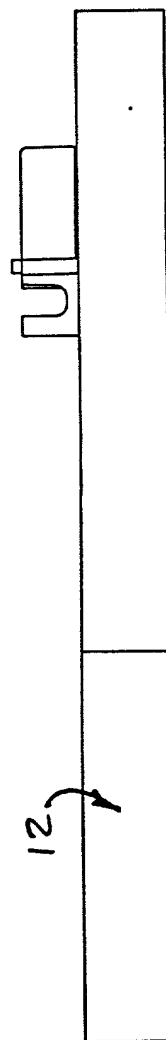


Fig-9c





**Fig-10a**



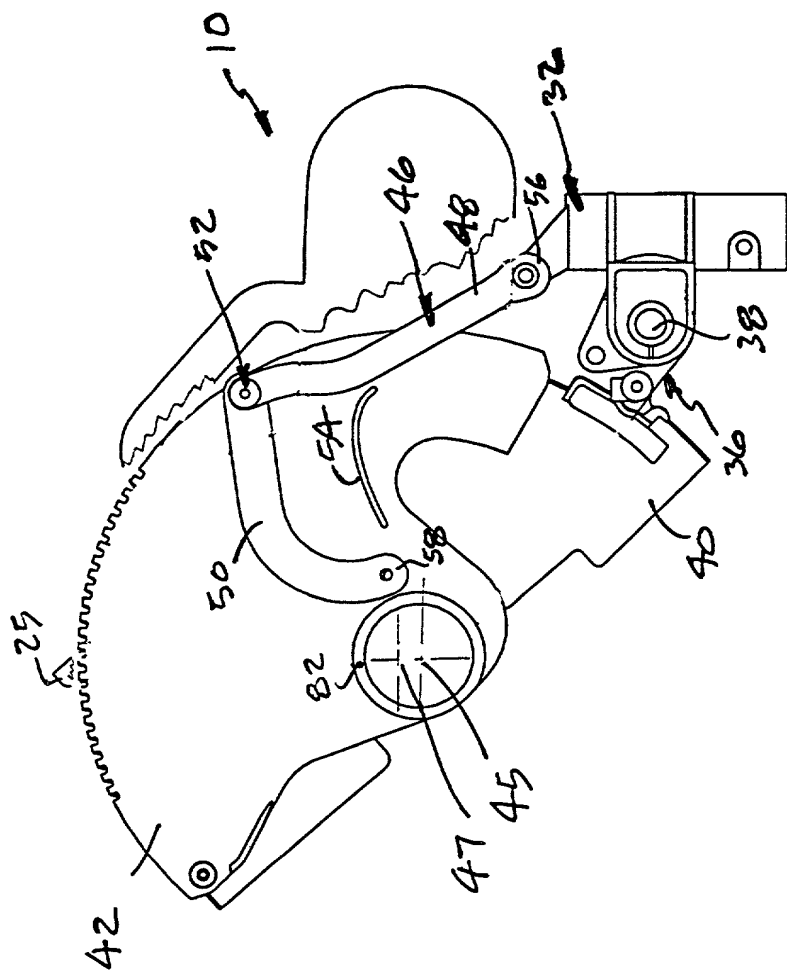
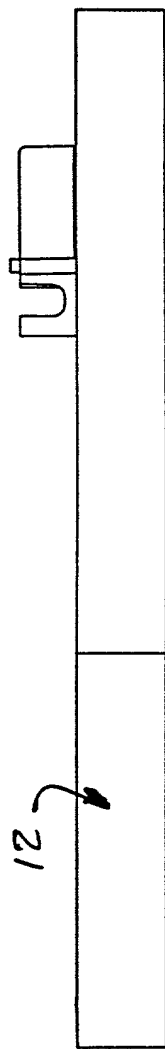


Fig-10b



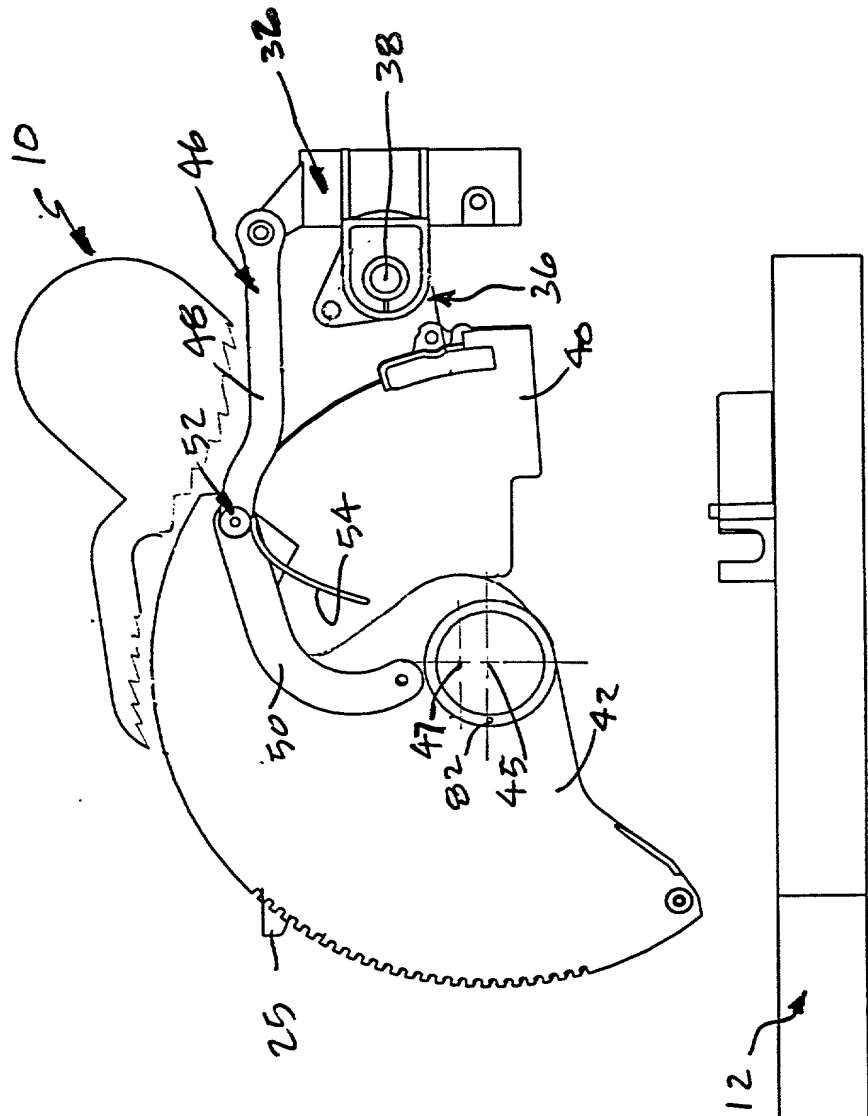


Fig-10c

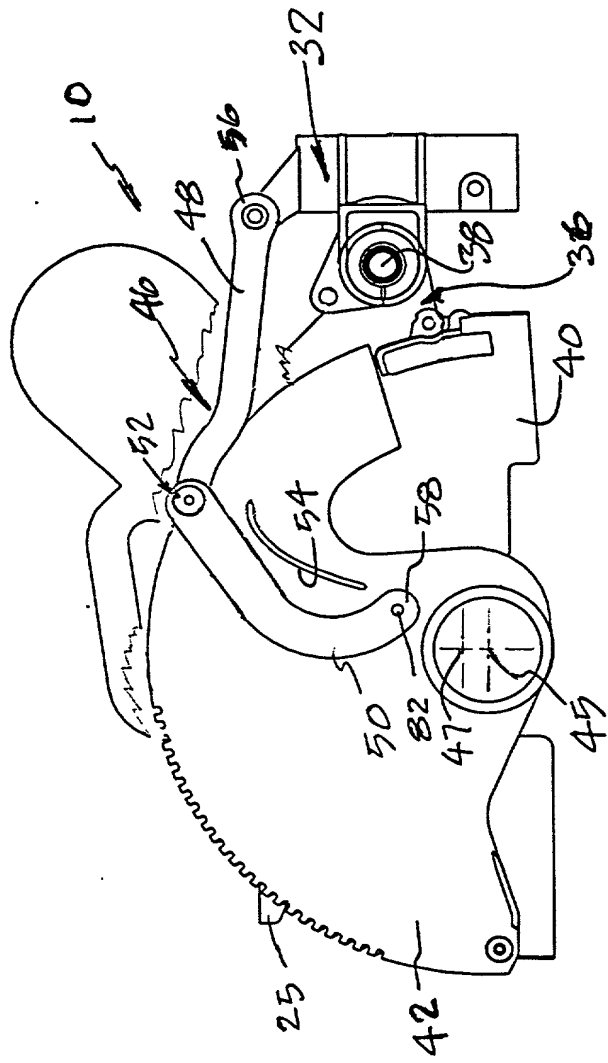
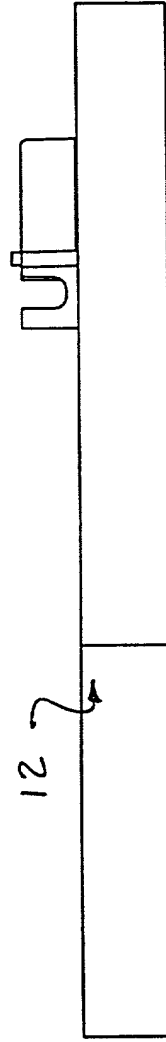
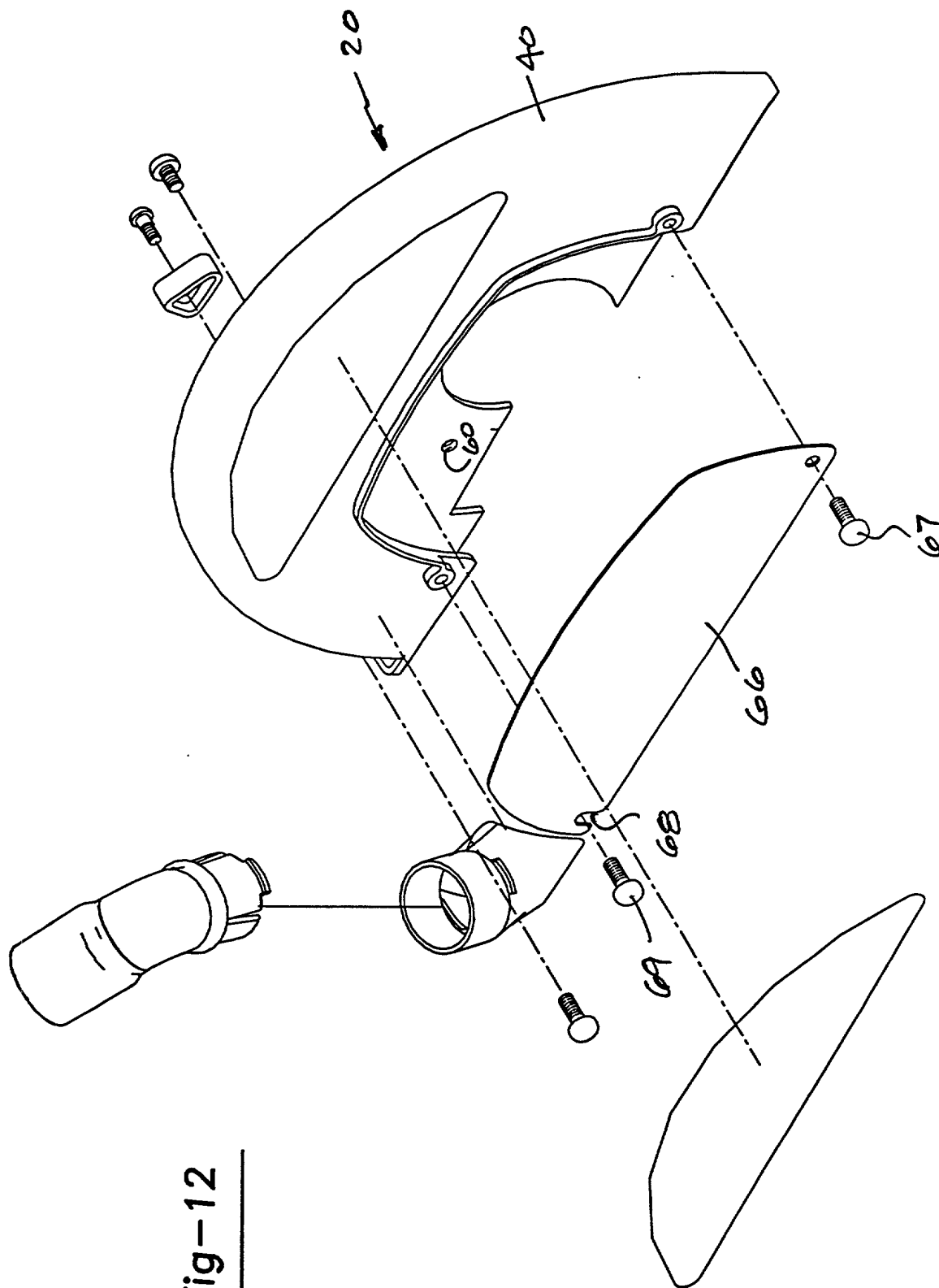


Fig-10d





**Fig-12**

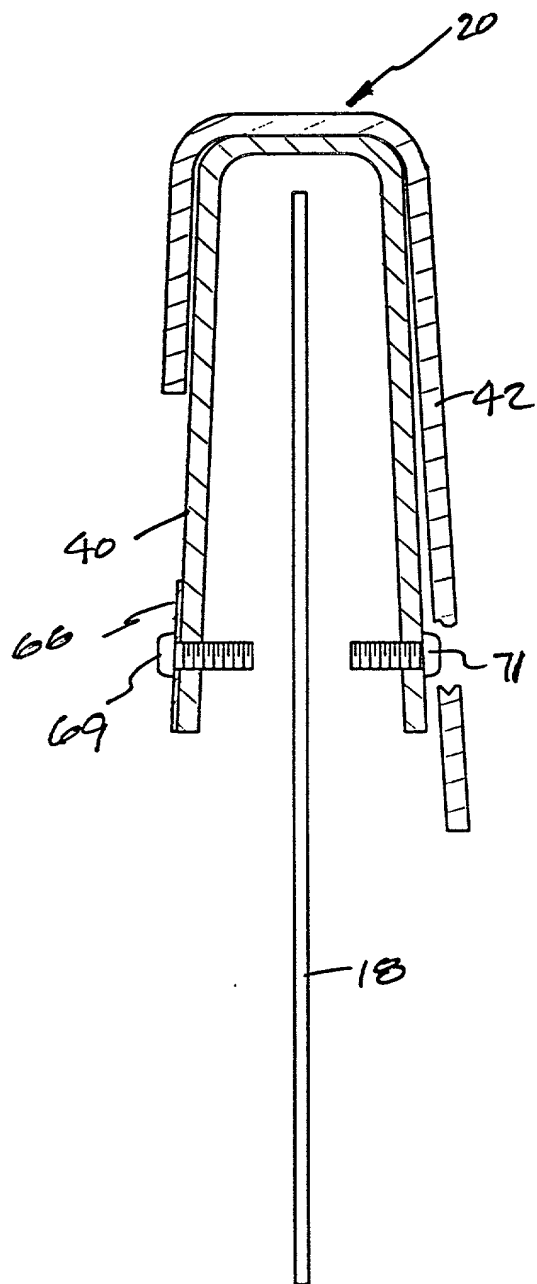


Fig-13a

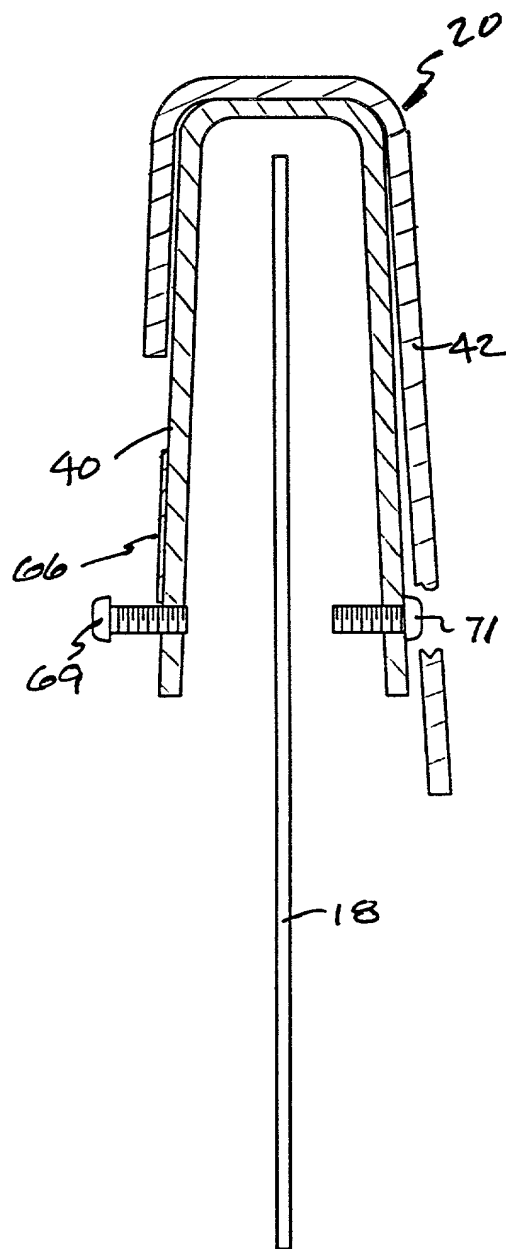


Fig-13b

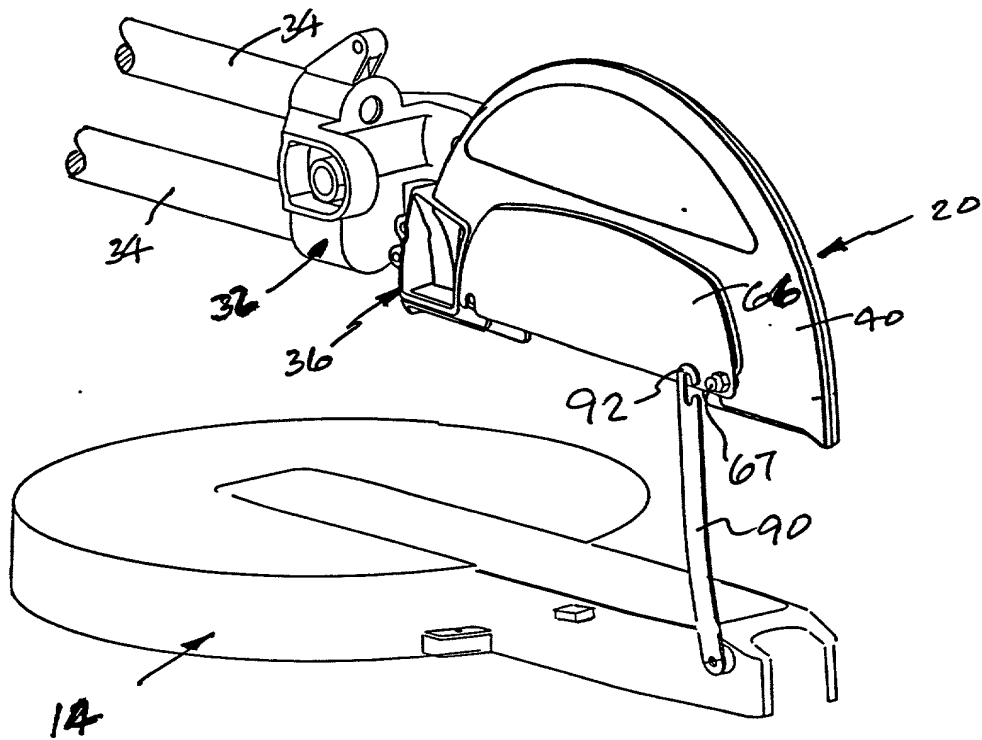


Fig - 14a

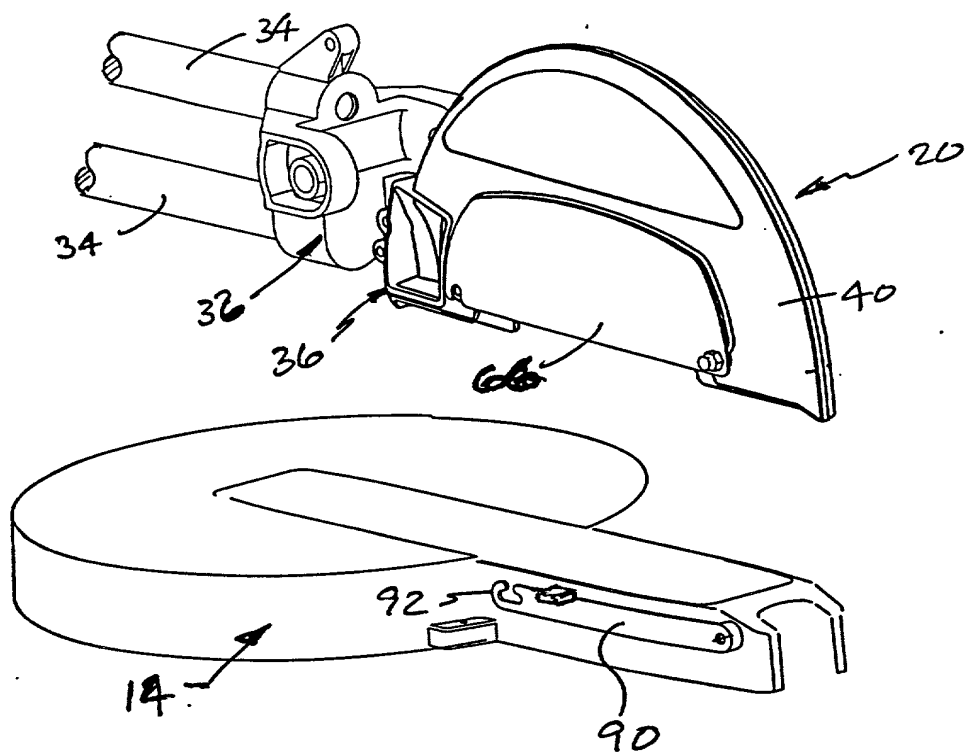


Fig - 14b

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Art Unit: )  
)  
Examiner: )  
)  
Inventor: Daryl S. Meredith et al. )  
)  
Serial No: )  
)  
Filed: October 27, 2000 )  
)  
For: **Guard and Control Apparatuses** )  
**for Sliding Compound Miter Saw** )  
)  
Attorney Docket: 0275A00168DVB )  
\_\_\_\_\_ )

**SUBMISSION OF  
EXECUTED DECLARATION**

***EXPRESS MAILING CERTIFICATE***

*I hereby certify that this letter and the response attached hereto are being deposited with the United States Postal Service as Express Mail in an envelope addressed to Commissioner of Patents and Trademarks, Washington, D.C. 20231, on*

*October 27, 2000*  
By *[Signature]*

Hon. Commissioner of Patents and Trademarks  
Washington, D.C. 20231

Dear Sir:

Applicant's attorney is submitting herewith a copy of the executed Declaration which was filed in the parent to this application in response to a "Notice to File Missing Parts".

However, in order to comply with the requirements of 37 C.F.R. § 1.60, a copy of the unsigned Declaration as filed in the parent to this application is attached to the copy of the parent application as well.

Respectfully submitted,

HARNESS, DICKEY & PIERCE, P.L.C.  
Attorneys for Applicants

Date: *October 27, 2000*

By: *[Signature]*  
Michael J. Schmidt  
Reg. No. 34,007

P.O. Box 828  
Bloomfield Hills, MI 48303  
(248) 641-1600

Attorney Docket No. 0275A00168DVB



## DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name,

I believe I am the original, first, and sole inventor (if only one name is listed below) or an original, first, and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

### GUARD CONTROL AND APPARATUSES FOR SLIDING COMPOUND MITER SAW

the specification of which (check one)

☐ is attached hereto.

☒ was filed on October 10, 1995 as Application Serial No. 08/541,667.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119 (a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

#### PRIOR FOREIGN APPLICATION(S)

			<u>Priority Claim</u>	
(Number)	(Country)	(Day/Month/Year filed)	Yes	No
_____	_____	_____	_____	_____
(Number)	(Country)	(Day/Month/Year filed)	Yes	No
_____	_____	_____	_____	_____
(Number)	(Country)	(Day/Month/Year filed)	Yes	No
_____	_____	_____	_____	_____

## DECLARATION AND POWER OF ATTORNEY

I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States Provisional application(s) listed below:

### PRIOR PROVISIONAL APPLICATIONS

\_\_\_\_\_  
(application serial number)

\_\_\_\_\_  
(Month / Day / Year filed)

\_\_\_\_\_  
(application serial number)

\_\_\_\_\_  
(Month / Day / Year filed)

I hereby claim the benefit under Title 35, United States Code, Section 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Section 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

Application Serial No.	Filing Date	Status - patented, pending, abandoned
_____	_____	_____
_____	_____	_____
_____	_____	_____

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

I hereby appoint Edward D. Murphy, Reg. No. 20625; J. Bruce Hoofnagle, Reg. No. 20973; Harold Weinstein, Reg. No. 20613; Charles E. Yocum, Reg. No. 30121; Dennis A. Dearing, Reg. No. 26653; Bruce S. Shapiro, Reg. No. 33120; and John D. Del Ponti, Reg. No. 24258, of The Black & Decker Corporation, 701 East Joppa Road, Towson, Maryland 21286, telephone (410) 716-3900; and Christopher M. Brock, Reg. No. 27313, and each principal, attorney of counsel, associate, and employee of Harness, Dickey & Pierce, P.L.C. who is a registered Patent Attorney, my attorney with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith. I request the Patent and Trademark Office to direct all correspondence and telephone calls relative to this application to Harness, Dickey & Pierce, P.L.C., P. O. Box 828, Bloomfield Hills, Michigan 48303, telephone (810) 641-1600.

DECLARATION AND POWER OF ATTORNEY

Full name of first inventor: Daryl S. Meredith

Inventor's signature: *Daryl S. Meredith*

Date: 1-2-96

Residence: 4533 Gross Mill Road, Hampstead, Maryland 21074

Citizenship: United States of America

Post Office Address: Same As Above

Full name of second joint inventor: Scott Price

Second Inventor's signature: *Scott Price*

Date: 1-4-96

Residence: 1154 Ridge Road, Pylesville, Maryland 21132

Citizenship: United States of America

Post Office Address: Same As Above

Full name of third joint inventor: William R. Stumpf

Third Inventor's signature: *William R. Stumpf*

Date: 1-2-96

Residence: 11709 Hillside Road, Kingsville, Maryland 21087

Citizenship: United States of America

Post Office Address: Same As Above

## DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name,

I believe I am the original, first, and sole inventor (if only one name is listed below) or an original, first, and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

### GUARD AND CONTROL APPARATUSES FOR SLIDING COMPOUND MITER SAW

the specification of which (check one)

☒ [ X ] is attached hereto.

☐ [ ] was filed on \_\_\_\_\_ as Application Serial No. \_\_\_\_\_ and was amended on \_\_\_\_\_ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56.

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### PRIOR FOREIGN APPLICATION(S)

			<u>Priority Claim</u>	
(Number)	(Country)	(Day/Month/Year filed)	Yes	No
_____	_____	_____	_____	_____
(Number)	(Country)	(Day/Month/Year filed)	Yes	No
_____	_____	_____	_____	_____
(Number)	(Country)	(Day/Month/Year filed)	Yes	No
_____	_____	_____	_____	_____

## DECLARATION AND POWER OF ATTORNEY

I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States Provisional application(s) listed below:

### PRIOR PROVISIONAL APPLICATIONS

\_\_\_\_\_  
(application serial number)

\_\_\_\_\_  
(Month / Day / Year filed)

\_\_\_\_\_  
(application serial number)

\_\_\_\_\_  
(Month / Day / Year filed)

I hereby claim the benefit under Title 35, United States Code, Section 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Section 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

Application Serial No.	Filing Date	Status - patented, pending, abandoned
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_____	_____	_____
_____	_____	_____

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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**DECLARATION AND POWER OF ATTORNEY**

**Full name of sole or first inventor:** Daryl Meredith

**Inventor's signature:** \_\_\_\_\_

**Date:** \_\_\_\_\_

**Residence:** 4533 Gross Mill Road, Hampstead, Maryland 21074

**Citizenship:** United States

**Post Office Address:** 4533 Gross Mill Road, Hampstead, Maryland 21074

**Full name of second joint inventor:** Scott D. Price

**Second Inventor's signature:** \_\_\_\_\_

**Date:** \_\_\_\_\_

**Residence:** 1154 Ridge Road, Pylesville, Maryland 21132

**Citizenship:** United States

**Post Office Address:** 1154 Ridge Road, Pylesville, Maryland 21132

**Full name of third joint inventor:** William R. Stumpf

**Second Inventor's signature:** \_\_\_\_\_

**Date:** \_\_\_\_\_

**Residence:** 11709 Hillside Road, Kingsville, Maryland 21087

**Citizenship:** United States

**Post Office Address:** 11709 Hillside Road, Kingsville, Maryland 21087